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TRUSTS, STATUTES AND DIRECTIONS

AFFECTING THE

Professorships, Scholarships and Prizes

AND

Other Endowments of the University.

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INDEX.

PART I.

PROFESSORSHIPS.

PAGE

I.—The Lady Margaret's Professorship of Divinity . . . 1
1. Deed of Foundation, Nativ. Virgin Mary, 18 H. VII. . . *ib.*
2. Convention of Abbot of Westminster, July 1, 18 H. VII. . 9
3. Decree of Court of Augmentations, June 10, 34 H. VIII. . 10
4. Statute 10 Anne c. 45 12
5. Grant of Land by Alice Davers, 1625 15

II.—Regius Professorships of Divinity, Hebrew and Greek . . 18
1. Statute "de trium lectorum officio" . . . . . *ib.*
2. Letters Patent of King Charles II. April 8, 13 Ch. II. . . 23
3. Statute 10 Anne c. 45 25
4. Statute 3 and 4 Vict. c. 113, sect. 12 and 70 . . . . *ib.*

III.—Adams' Professorship of Arabic 26
1. Letters Patent of King Charles II. July 4, 18 Ch. II. . . *ib.*
2. Extract from Will of Mr. Palmer 29

IV.—Lucasian Professorship of Mathematics 30
1. Deed of Foundation, Dec. 19, 15 Ch. II. . . . . *ib.*
2. Grant of King Charles II. Jan. 18, 15 Ch. II. . . . 34
3. Grant of King Charles II. April 20, 17 Ch. II. . . . 35

V.—Knightbridge Professorship of Moral Theology . . . 37
Indenture made under authority of the Court of Chancery, June 4, 1847 . . . . . *ib.*

VI.—Plumian Professorship of Astronomy 53
1. Will of Dr. Plume, Sept. 2, 1704, and orders of the Court of Chancery thereon . . . . . *ib.*

PAGE

2. Covenant of Master and Seniors of Trinity College, Feb. 9, 1705 54
3. Letters Patent of Queen Anne, June 11, 6 Anne . . . *ib.*
4. Dr. Smith's Augmentation 1768 59

VII.—Professorship of Modern History 61
1. Letters patent of King George I. Sept 28, 11 G. I. . . *ib.*
2. Letters Patent of King George II. April 11, 1 G. II. . . 65

VIII.—Woodwardian Professorship of Geology 67
Extract from Dr Woodward's Will, Oct. 1, 1727 . . . *ib.*

IX.—Lowndean Professorship of Astronomy and Geometry . . 73
Extract from Mr. Lowndes' Will, May 6, 1748. . . . *ib.*

X.—Foundations of Mr. Norris 74
1. Order of the Lord Chancellor for payment of the Annuity, Nov. 3, 1781 . . . . . *ib.*
2. Copy of Mr. Norris' Manuscript 82
3. Extract from Will and Codicil of Dr. Chapman . . . 95
4. Lord Wodehouse's Benefaction 96

XI.—Jacksonian Professorship of Natural Philosophy . . . 97
Extract from Mr. Jackson's Will . . . . . *ib.*

XII.—Disney Professorship of Archaeology 111
Deed of Foundation, May 28, 1851 . . . . . *ib.*

PART II.

SCHOLARSHIPS.

PAGE

I.—The Craven 115
1. Extract from the Will of John Lord Craven, May 28, 1647 *ib.*
2. Conveyance and Indenture of William Lord Craven, July 5, 1664 . . . . . *ib.*
3. Memorandum; and Letter of William Lord Craven, Aug. 13, 1681 117
4. Rules for the choice of the Scholars, Dec. 8, 1701 . . 118
5. Grace of the Senate, Oct. 31, 1724 119
6. Extract from Order in Chancery, March 9, 1819 . . . 120
7. Extract from Order in Chancery, June 22, 1841 . . . *ib.*

II.—The Battie 121
1. Dr. William Battie's Deed of Gift, Sept. 30, 1747 . . *ib.*
2. Rules for the Election of the Scholar 126

III.—Sir William Browne's Foundations 130
1. Extract from Sir William Browne's Will, Feb. 11, 1770, and Codicil, July 21, 1773 . . . . . *ib.*
2. Rules for the choice of the Scholar, April 18, 1782 . . 131

IV.—The Davies' 134

V.—The Bell 135

VI.—The Pitt 142

VII.—Mr. Tyrwhitt's Benefaction 145

VIII—The Crosse 146

PRIZES.

PAGE

IX.—The Porson 149
I.—The Seatonian 152
II.—Dr. Smith's 153
III.—Sir William Browne's Medals . . . . . *ib.*
IV.—The Norrisian . . . . . *ib.*
V.—The Hulsean . . . . . *ib.*
VI.—The Porson 154
VII.—Sir Peregrine Maitland's 157
VIII.—The Burney 159
IX.—The Adams' 161
X.—The Le Bas 163
XI.—The Carus Greek Testament 164
XII.—The Scholefield 166

PART III.

OTHER GIFTS AND ENDOWMENTS.

PAGE

I.—The Lady Margaret's Preachership 169

1. Deed of Foundation, Oct. 30, 20 H. VII. . . . . *ib.*

2. Convention of Abbot of Westminster, Nov. 7, 21 H. VII. . 175

3. Decree of Court of Augmentations, June 10, 34 H. VIII. . 177

4. Letter of King Charles II., Oct. 30, 1679 180

II.—Commemoration of King Henry the Seventh 181

1. Foundation Deed, Nov. 20, 20 H. VII. . . . . *ib.*

2. Decree of Court of Augmentations, Oct. 10, 36 H. VIII. . 185

3. University Statutes, 12 Eliz. c. 45 186

III.—The Barnaby Lecturers 187

1. Foundation of Sir Robert Reade, Dec. 10, 1524 . . . *ib.*

2. Statuta antiqua, No. 136 195

IV.—Endowment of Mr. Mere, 1559 196

V.—The University Almshouses 199

Extract from Mr. Stokys' Will, Nov. 17, 1590 . . . *ib.*

VI.—Hobson's Workhouse Charity 204

VII.—Endowments of Mr. Crane 215

VIII.—Mr. Rustat's Donation to the Library 219

IX.—Lady Sadler's Endowment for Algebra Lecturers . . . 222

PAGE

X.—Endowments of Mr. Worts 238

Copy of Mr. Worts' Will, June 21, 1709 . . . . . *ib.*

XI.—The Botanic Garden 246

1. Dr. Walker's Foundation . . . . . *ib.*

2. Lord Maynard's Legacy, 1775 257

3. Benefaction of Mr. Betham, 1783 258

4. Purchase of New Botanic Garden 259

5. Appropriation to the University of the site of the old Garden 260

XII.—Foundations of Mr. Hulse 262

1. Mr. Hulse's Will and Codicils . . . . . *ib.*

2. Order of Court of Chancery 310

XIII.—The Fitzwilliam Museum 313

1. Extract from Lord Fitzwilliam's Will . . . . . *ib.*

2. Extract from Mr. Mesman's Will. 315

TRUSTS, STATUTES AND DIRECTIONS

AFFECTING THE

Professorships of the University.

I. The Lady Margaret's Professorship.

1. *Fundatio Dominae Margaretae Comitissae Richmond de uno Lectore publico in sacra theologia cum Statutis.*

In Dei nomine. Amen. Cum excellentissimus Rex Henricus septimus, Dei gratia rex Angliae et Franciae et Dominus Hiberniae, de gratia sua speciali ac ex certa scientia et mero motu suis per literas suas patentes, quarum datum est apud Westmonasterium decimo die Decembris anno regni sui duodecimo, concesserit et licentiam dederit nobis Margaretae Comitissae Richmond matri ejusdem Domini regis et executoribus nostris, quod nos praefata Comitissa vel executores nostri seu nostrum aliquis vel aliqui unam Lecturam perpetuam unius Lectoris perpetui sacrae Theologiae ad laudem et honorem sanctae et individuae Trinitatis ac fidei Christianorum augmentum, necnon ad nostrae animae et animarum parentum, progenitorum et antecessorum nostrorum ac omnium fidelium defunctorum salutem in Universitate Cantabrigiae Elien: Dioc: juxta ordinationes et statuta nostra vel executorum nostrorum, fundare, creare, erigere et stabilire possimus, possit aut possint: Et quod Lectura illa, cum sic fundata, creata, erecta, et stabilita fuerit, Lectura sacrae Theologiae per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundata nuncupetur: Ac quod Lector Lecturae illius pro tempore existens sit unum corpus in re et nomine habeatque successionem perpetuam: Et quod ipse et successores sui per nomen Lectoris Lecturae sacrae Theologiae per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae ordinati in omnibus et omnimodis actionibus, sectis, causis, querelis et placitis, tam realibus quam personalibus et mixtis, ac placitis assisae novae disseisinae, et in omnibus aliis materiis et causis quibuscunque, in quibuscunque curiis tam spiritualibus quam temporalibus, implacitare possint et implacitari, respondere et responderi, ac per idem nomen perquirere, recipere, appropriare, consolidare, annectere et unire, habere, gaudere et possidere sibi et successoribus suis, ac dare et concedere possint terras, tenementa,

redditus, reversiones, servitia, pensiones, portiones, apportus et annuitates, ac advocationes, hospitalia, prioratus, liberas capellas, ac alia beneficia ecclesiastica quaecunque, necnon omnia et omnimoda haereditamenta ac alias possessiones quascunque ac bona et catalla quaecunque prout in eisdem literis patentibus plenius continetur. Nos antedicta Comitissa ratione et vigore literarum patentium praedictarum, ac auctoritate nobis per easdem literas patentes concessa, in die et festo nativitatis beatae Mariae Virginis anno regni dicti Domini regis decimo octavo, unam Lecturam perpetuam sacræ Theologiae unius Lectoris perpetui in dicta Universitate Cantabrigiae, videlicet in domo communis scholae sacrae Theologiae ibidem, erigimus, creamus, fundamus et stabilimus per praesentes, et Lecturam illam Lecturam sacrae Theologiae per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundatam nuncupari, nominari et vocari ordinamus per praesentes. Et quendam Magistrum Johannem Fyssher, sacrae Theologiae Professorem, primum Lectorem Lecturae praedictae, pro uno anno integro jam proxime futuro, facimus, creamus et ordinamus per praesentes. Et quod idem Lector habeat successionem perpetuam, quodque idem Lector et successores sui sint unum corpus in re et nomine; et quod ipse et successores sui per nomen Lectoris Lecturae sacrae Theologiae per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundatae, in omnibus et omnimodis actionibus, sectis, causis, querelis et placitis, tam realibus quam personalibus et mixtis, ac placitis assisae novae disseisinae, et in omnibus aliis materiis et causis quibuscunque, in quibuscunque curiis tam spiritualibus quam temporalibus, implacitare possint et implacitari, respondere et responderi, ac per idem nomen perquirere, recipere, appropriare, consolidare, annectere et unire, habere, gaudere et possidere sibi et successoribus suis, ac dare et concedere possint terras, tenementa, redditus, reversiones, servitia, pensiones, portiones, apportus et annuitates ac advocationes, hospitalia, prioratus, liberas capellas, ac alia beneficia ecclesiastica quaecunque, nec non omnia et omnimoda haereditamenta quaecunque, ac alias possessiones quascunque, ac bona et catalla quaecunque. Volumus insuper et ordinamus per praesentes quod praedictus Lector et successores sui Lectores Lecturae praedictae leget aut legent in

loco et scholis praedictis, libere, solemniter et aperte cuilibet illuc venienti absque aliquo pretio, praeterquam ex dono, assignatione et provisione nostris, pro eodem capiendo talia opera in divinis prout Cancellario aut Vice-Cancellario Universitatis praedictae pro tempore existenti aut eorum seu eorum alterius deputato cum collegio Doctorum ejusdem Universitatis fore videbitur necessaria et opportuna, circiter unam horam integram, videlicet ab hora septima ante meridiem usque ad horam octavam tunc proxime sequentem, vel per talem horam, qualis dicto Cancellario aut Vice-Cancellario seu eorum vel eorum alterius deputato et Doctoribus praedictis pro tempore praesentibus fore videbitur opportuna. Et quod dictus Lector et quilibet successorum suorum incipiet Lecturam suam praedictam primo die cujuslibet termini in dicta Universitate usitato et sic continuabit quolibet die legibili accustumato usque ad finem cujuslibet eorundem terminorum, nisi per Cancellarium aut Vice-Cancellarium Universitatis praedictae pro tempore existentem seu eorum vel eorum alterius deputatum causa infirmitatis vel alia causa rationabili aliter licentiatus fuerit. Tamen volumus et ordinamus per praesentes quod dictus Lector pro tempore existens de Lectura sua praedicta cesset tempore quadragesimali, si per Cancellarium aut Vice-Cancellarium Universitatis praedictae pro tempore existentem vel eorum seu eorum alterius deputatum inde licentiatus fuerit ea intentione, quod ipse et auditores ejusdem lecturae ad praedicandum eodem tempore melius et liberius se disponant. Et volumus quod dictus Lector et quilibet successorum suorum qui pro tempore fuerit continuabit Lecturam suam praedictam annuatim quolibet anno in magna vacatione in Universitate praedicta usitata usque ad festum Nativitatis beatae Mariae Virginis, nisi per Cancellarium aut Vice-Cancellarium Universitatis praedictae pro tempore existentem vel eorum seu eorum alterius deputatum causa infirmitatis vel alia causa rationabili aliter ut praedicitur licentiatus fuerit. Et ulterius volumus et ordinamus per praesentes quod nullus Lector Lecturae praedictae qui pro tempore fuerit cessabit a Lectura sua praedicta ultra quatuor dies in uno termino, nisi sit pro causa rationabili et legitima coram Cancellario aut Vice-Cancellario Universitatis praedictae vel eorum seu eorum alterius deputatum et majore parte Doctorum sacrae Theologiae pro tempore ibidem

existentium cognita et probata, et licentia inde a praefato Cancellario vel Vice-Cancellario aut eorum seu eorum alterius deputato prius petita, habita et obtenta. Volumus etiam quod per talem licentiam nullus hujusmodi Lector se absentet a Lectura praedicta ultra quatuordecim dies in uno termino; et quod idem Lector tempore suae absentiae aliam personam aptam, habilem et idoneam vice et loco suis, qualis per dictum Cancellarium aut Vice-Cancellarium vel eorum seu eorum alterius deputatum una cum majore numero Doctorum praedictorum videbitur fore sufficiens, ad legendum in sacra Theologia in loco et horis praedictis per totum tempus illud sumptibus suis propriis providebit. Et volumus insuper quod de caetero quolibet biennio ultimo die cessationis cujuslibet termini, ante magnam vacationem Universitatis praedictae, una apta, habilis et idonea persona in Lectorem Lecturae praedictae pro uno biennio integro, videlicet a festo Nativitatis beatae Mariae Virginis tunc proxime sequente, duntaxat duraturum eligatur sub forma quae sequitur; videlicet quod Cancellarius aut Vice-Cancellarius Universitatis praedictae qui pro tempore fuerit vel eorum seu eorum alterius deputatus necnon omnes Doctores, tam seculares quam regulares, Inceptores et Baccalaurei in divinis, qui antea fuerint in artibus Regentes in Universitate praedicta, ad tunc in eadem Universitate existentes qui interesse voluerint conveniant; videlicet, quolibet ultimo die cessationis termini praedicti, ante magnam vacationem, in domo vocata le assemble howse in Universitate praedicta, et ibidem quilibet Doctorum, Inceptorum, et Baccalaureorum praedictorum, coram Cancellario aut Vice-Cancellario Universitatis praedictae pro tempore existente, vel eorum seu eorum alterius deputato, juramentum solemniter praestabit corporale ad eligendum eundem Lectorem qui tunc erit, aut aliam talem personam aptam, habilem et idoneam, qualis sibi melius et utilius videbitur expedire, omni favore, partialitate, mercede, timore et affectione sinistra totaliter postpositis; Quo finito idem Cancellarius aut Vice-Cancellarius vel eorum seu eorum alterius deputatus cum Doctore et Baccalaureo senioribus ibidem existentibus accipiet scrutinium de singulis votis et vocibus omnium eorundem Doctorum, Inceptorum et Baccalaureorum ibidem existentium, propriis eorum manibus subscriptis, et eidem Cancellario aut Vice-Cancellario, aut eorum seu eorum alterius deputato, Doctore et Baccalaureo

senioribus praefatis secrete deliberatis, incipiendo scrutinium illud a juniore Baccalaureo et sic ascendendo usque ad seniorem Doctorem tunc ibidem existentem; Et illum, qui pluribus votis et vocibus in electione illa praevalebit, in Lectorem Lecturae praedictae per dictum Cancellarium aut Vice-Cancellarium, vel eorum seu eorum alterius deputatum, pro duobus annis integris, ut praedictum est, admitti volumus et ordinamus per praesentes: Proviso semper quod, si sint diversae personae aequales voces in electione illa habentes, tunc illa persona earumdem personarum, quae votum et vocem dicti Cancellarii aut Vice-Cancellarii seu eorum vel eorum alterius deputati obtinuerit in eadem electione, praevalebit. Et volumus quod ante quamlibet hujusmodi electionem Cancellarius aut Vice-Cancellarius Universitatis praedictae, vel eorum seu eorum alterius deputatus, solemniter publicari et declarari faciet in omnibus scholis Universitatis praedictae quolibet anno per tres dies legibiles ultimum diem cessationis cujuslibet termini ante magnam vacationem praedictam proxime praecedentes, quod omnes et singuli interesse in electione illa habentes die et loco praedictis ad eandem electionem fiendam si voluerint conveniant. Etiam volumus et ordinamus per praesentes quod si contingat aliquem Lectorum praedictorum ordinationi et voluntati nostris supradictis contravenire, aut de aliquo crimine, vitio vel malefacto per Cancellarium aut Vice-Cancellarium Universitatis praedictae pro tempore existentem, vel eorum seu eorum alterius deputatum, et majorem numerum Doctorum in Universitate praedicta tunc ibidem existentium notari, tunc idem Lector primo, secundo et tertio inde moneatur; et si ad secundam monitionem se non reformaverit cum effectu, tunc per substractionem stipendii sui secundum discretionem Cancellarii aut Vice-Cancellarii, vel eorum seu eorum alterius deputati, et Doctorum illorum puniatur, quae pecunia sic substracta ad utilitatem Universitatis praedictae per discretionem ejusdem Cancellarii aut Vice-Cancellarii disponatur; et si post tertiam monitionem se non reformaverit, tunc a Lectura sua et servitio suo praedicto penitus amoveatur. Et volumus et ordinamus per praesentes quod, quotiescunque Lectura praedicta de Lectore per talem amotionem aut per mortem vel cessionem alicujus Lectoris seu aliquo alio modo quocunque vacaverit, tunc Cancellarius aut Vice-Cancellarius Universitatis praedictae, vel eorum seu eorum

alterius deputatus, indilate solemniter publicabit et declarari faciet in omnibus scholis dictae Universitatis, si infra aliquem terminum Lecturam praedictam sic vacare contigerit, per tres dies legibiles tunc proxime sequentes quod Lectura praedicta a Lectore vacaverit, et, si sit extra terminum, tunc idem Cancellarius aut Vice-Cancellarius, vel eorum seu eorum alterius deputatus, illud publicari faciet in duobus locis communioribus Universitatis praedictae, videlicet, ad ostium introitus in communes scholas et ad ostium ecclesiae sanctae Mariae Virginis, in scriptis sigillo ejusdem Cancellarii aut Vice-Cancellarii, vel eorum seu eorum alterius deputati, consignatis, ibidem per quatuor dies tunc proxime sequentes permansuris, ad praemoniendum omnes et singulos interesse in electione praedicta habentes convenire ad domum praedictam vocatam le assemble howse quinto die proxime post primam monitionem sic factam ad electionem novi Lectoris in forma praedicta faciendam. Et tunc idem Cancellarius aut Vice-Cancellarius, vel eorum seu eorum alterius deputatus, simul cum Doctoribus et Baccalaureis praedictis, procedant et faciant electionem novi Lectoris in omnibus modo et forma supradictis. Et volumus quod dictus Cancellarius aut Vice-Cancellarius vel eorum seu eorum alterius deputatus immediate post admissionem cujuscunque Lectoris Lecturae praedictae in praesentia Doctorum, Inceptorum et Baccalaureorum praedictorum tunc ibidem existentium publice declarabit seu declarari faciet fundationem et ordinationes nostras in praesentibus contentas et specificatas. Volumus etiam quod quilibet Lector Lecturae praedictae immediate post admissionem suam praedictam coram praefato Cancellario aut Vice-Cancellario, vel eorum seu eorum alterius deputato, et Doctoribus praedictis tunc ibidem existentibus, juramentum solemniter praestabit corporale quod ipse omnes et singulas ordinationes nostras Lecturam praedictam concernentes pro parte sua juxta vim, formam et effectum earundem bene et fideliter observabit et adimplebit. Et volumus et ordinamus per praesentes quod quilibet Lector Lecturae praedictae, qui in aliquo ultimo die cessationis alicujus termini ante magnam vacationem praedictam, vel post eundem ultimum diem, et ante primum diem Octobris tunc proxime sequentem, in Lectorem Lecturae praedictae juxta ordinationes nostras praedictas eligetur, incipiet Lecturam suam praedictam primo die

termini tunc proxime sequentis, et sic usque ad festum nativitatis beatae Mariae Virginis tunc proxime sequens juxta ordinationes nostras praedictas continuabit. Et quod quilibet Lector Lecturae praedictae, qui aliquo tempore anni post primum diem Octobris infra unum annum tunc proxime sequentem post mortem, amotionem vel cessionem alicujus Lectoris Lecturae praedictae in Lectorem Lecturae illius ut praefertur electus fuerit, incipiet Lecturam suam praedictam infra quatuordecim dies post electionem hujusmodi proxime sequentes, si infra aliquem terminum fuerit, et, si extra terminum fuerit, tunc incipiet Lecturam suam praedictam infra octo dies proxime post inceptionem termini tunc proxime sequentis. Et quod quilibet hujusmodi Lector sic post mortem, amotionem sive cessionem alicujus Lectoris Lecturae praedictae electus continuabit Lecturam suam praedictam juxta ordinationes nostras praedictas usque ad festum nativitatis beatae Mariae Virginis electionem suam tunc proxime sequens. Et ulterius volumus et ordinamus per praesentes quod quilibet Lectorum praedictorum, qui pro tempore fuerit, circa principium et finem cujuslibet termini solemniter declarari et publicari faciet fundationem Lecturae praedictae, et ibidem, durante vita nostra, exhortetur omnes et singulos ibidem praesentes devote cum ipso dicere hunc psalmum, *Deus misereatur nostri*, cum speciali collecta pro bono statu nostro fundatricis Lecturae praedictae; et post decessum nostrum hunc psalmum, *De profundis clamavi*, cum speciali collecta pro anima nostra et alia generali collecta pro animabus omnium progenitorum et antecessorum nostrorum ac omnium fidelium defunctorum. Volumus insuper quod praedictus Lector semper semel in anno, circa medium unius termini, hanc nostram fundationem publice et solemniter loco unius Lecturae de verbo in verbum distincte leget, et etiam ut praedicitur orabit ac alios orare exhortabitur. Et etiam volumus et ordinamus quod quilibet Lector Lecturae praedictae pro tempore existens in qualibet missa sua devote dicet pro bono statu nostro, durante vita nostra, hanc collectam, *Deus qui justificas impium &c.* cum secreto et postcommunione una cum speciali memoria nostri in suo memento pro vivis; et post decessum nostrum *Deus cui proprium* minorem, cum secreto et postcommunione una cum speciali memoria pro anima nostra et animabus progenitorum et

antecessorum nostrorum in suo memento pro mortuis. Et volumus et ordinamus quod quilibet Lector Lecturae praedictae pro tempore existens habeat pro salario, stipendio et labore suis, videlicet, pro quolibet anno tresdecim libras, sex solidos et octo denarios bonae et legalis monetae Angliae, per Abbatem, Priorem et Conventum Monasterii beati Petri Westmonasteriensis et successores suos ad festa Paschae et Sancti Michaelis archangeli per aequales portiones, juxta voluntatem nostram in quibusdam Indenturis inter nos et praefatos Abbatem, Priorem et Conventum inde confectis specificatam et declaratam, bene et fideliter in dicta Universitate Cantabrigiae solvenda. Et volumus et ordinamus per praesentes quod, quandocunque et totiens quotiens aliquis Lector Lecturae praedictae in officium Cancellarii aut Vice-Cancellarii Universitatis praedictae electus et praefectus fuerit, ex tunc idem Lector, sic in officium Cancellarii aut Vice-Cancellarii electus, Lecturam suam in Lectura praedicta in forma supradicta a tempore cujuslibet electionis hujusmodi per unum mensem tunc proxime sequentem et non ultra continuabit, et quod infra quindecim dies post electionem cujuslibet hujusmodi Lectoris in officium Cancellarii aut Vice-Cancellarii Universitatis praedictae novus Lector Lecturae praedictae eligatur in forma praedicta, et in officium ejusdem Lecturae a fine ejusdem mensis usque ad festum nativitatis beatae Mariae Virginis tunc proxime sequens continuabit, et Lecturam praedictam a fine ejusdem mensis usque ad idem festum terminis, diebus, horis et loco praedictis juxta formam praedictam bene et fideliter observabit. Nos tamen praefata Comitissa auctoritatem et potestatem explanandi, reformandi et corrigendi omnes et singulas ordinationes praedictas et earum quamlibet, et etiam easdem ordinationes minuendi et in melius mutandi, ac alias ordinationes congruas, utiles et necessarias, ordinationibus nostris supradictis ac omnibus aliis ordinationibus nostris fiendis et eorum cuilibet addendi, durante vita nostra, totiens quotiens nobis videbitur expedire, reservamus per praesentes. In cujus rei testimonium praesentibus tripartitis indentatis sigillum nostrum apposuimus: Datum dicto die et festo nativitatis beatae Mariae Virginis anno regni dicti Domini Regis Henrici septimi decimo octavo supradicto.

2. *Conventio Abbatis Westmonasteriensis pro solutione stipendii Lectoris publici in sacra theologia a Domina Margareta Comitissa Richmond instituti.*

Omnibus Christi fidelibus ad quos praesens scriptum pervenerit Johannes Abbas monasterii beati Petri Westmonasteriensis ac Prior et Conventus ejusdem monasterii salutem. Sciatis nos praefatos Abbatem, Priorem et Conventum unanimi assensu et consensu nostris dedisse, concessisse et hac praesenti carta nostra confirmasse magistro Johanni Fisher lectori lecturae sacrae theologiae, per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundatae, quamdam annuitatem sive annualem redditum tresdecim librarum, sex solidorum et octo denariorum; Habendam, percipiendam et levandam praedictam annuitatem sive annualem redditum tresdecim librarum, sex solidorum et octo denariorum, de nobis praefatis Abbate, Priore et Conventu et successoribus nostris praefato lectori lecturae praedictae et successoribus suis in perpetuum ad festa Sancti Michaelis archangeli et Paschae in Universitate praedicta annuatim solvendam. Et si contingat praedictam annuitatem sive annualem redditum tresdecim librarum, sex solidorum et octo denariorum aretro fore praefato lectori aut successoribus suis in parte vel in toto per sex septimanas post aliquod festum festorum praedictorum quo ut praefertur solvi debeat insolutam, quod tunc bene licebit praefato lectori et successoribus suis in manerium de Drayton et omnia terras et tenementa ipsorum Abbatis, Prioris et Conventus in West Drayton, Hillington, Colham, Woxbridge, Drayton, Willesdon, Paddington, Westborn et Kensington in Comitatu Middlesex, ac in manerium de Hendon cum pertinentiis ipsorum Abbatis, Prioris et Conventus in eodem Comitatu et in quamlibet eorumdem parcellam intrare et distringere et districtiones sic captas licite asportare, abducere et penes se retinere, quousque eidem lectori et successoribus suis de dicta annuitate sive annuali redditu tresdecim librarum, sex solidorum et octo denariorum et arreragiis ejusdem, si quae fuerint, plenarie fuerit satisfactum et persolutum. Et nos praefati Abbas, Prior et Conventus concedimus et obligamus nos et successores nostros praefato lectori et successoribus suis per praesentes quod toties

quoties contingat dictam annuitatem sive annualem redditum tresdecim librarum, sex solidorum et octo denariorum aretro fore praefato lectori aut successoribus suis in parte vel in toto per duos menses post aliquod festum festorum praedictorum, quo ut praefertur solvi debeat, nos praefati Abbas, Prior et Conventus forisfaciemus et solvemus praefato lectori et successoribus suis quadraginta solidos nomine paenae; et quod bene licebit eidem lectori et successoribus suis tam pro dicta annuitate sive annuali redditu tresdecim librarum, sex solidorum et octo denariorum, quam pro praedictis quadraginta solidis sic nomine paenae concessis, in maneria, terras et tenementa praedicta cum pertinentiis et quamlibet eorumdem parcellam intrare et distringere, et districtiones sic captas abducere, asportare et penes se retinere, quousque eidem lectori et successoribus suis tam de dicta annuitate sive annuali redditu tresdecim librarum, sex solidorum et octo denariorum quam de dictis quadraginta solidis ut praefertur nomine paenae concessis plenarie fuerit satisfactum et persolutum. In cujus rei testimonium huic praesenti scripto nostro sigillum nostrum commune apposuimus. Datum primo die Julii anno Domini millesimo quingentesimo tertio et anno regni regis Henrici septimi post conquestum Angliae decimo octavo.

3. *The Decree of the Court of Augmentations for the Reader of Divinity for my Lady Margaret.*

Henricus Octavus, Dei gratia Angliae, Franciae et Hiberniae rex, fidei defensor ac in terra ecclesiae Anglicanae et Hibernicae supremum caput, omnibus ad quos praesentes literae pervenerint salutem: Inspeximus inter recorda et irrotulamenta curiae augmentationum reventionum coronae nostrae quoddam decretum per Cancellarium et consilium curiae praedictae factum in haec verba.

Memorandum: Whereas the excellent princess Margaret some time Countess of Richmond and Derby, now deceased, mother to the Right excellent Prince of famous memory Henry the Seventh, late King of England, father to our Sovereign Lord King Henry the Eighth, by licence given and granted to her by the said King Henry the Seventh, erected, founded, ordained and established one perpetual Reader of holy Theology in the University of Cambridge, which Reader should have yearly for

his stipend and wages £13. 6*s*. 8*d*. of lawful money of England, to be paid by the Abbot, Prior and Convent of the late Monastery of Saint Peter of Westminster and their successors, in consideration of certain manors, lands, tenements and other hereditaments freely given and granted by the said Countess to the said monastery, to bear and support as well the said stipend and wages, as also divers other charges, as by one book indented made between the said Countess and the said Abbot, Prior and Convent, bearing date the second day of March in the twenty-first year of the reign of the most excellent Prince of famous memory King Henry the Seventh father to our said Sovereign Lord more plainly appeareth: And whereas the Abbot, Prior and Convent of the said late Monastery after the foundation of the said Reader by their deed under their Convent seal hath according to their covenant and grant contained in the said book indented and according also to the confidence and trust put in them by the said Countess, granted and made sure to one John Fisher, first nominated Reader, and to his successors Readers for ever one annuity or yearly rent of £13. 6*s*. 8*d*. at the feasts of Easter and Saint Michael the Archangel in the said University yearly to be paid, with one clause of distress in the Manor of Drayton in the County of Middlesex and in divers other lands and tenements comprised in their said grant, as by their deed bearing date the first day of July in the eighteenth year of the reign of the said excellent Prince King Henry the Seventh more plainly appeareth, which said monastery of Saint Peter of Westminster with the whole possessions and revenues spiritual and temporal thereof is now given, surrendered and come to our Sovereign Lord King Henry the Eighth: Forasmuch as upon due examination it is duly proved before the Chancellor and counsel of the Court of Augmentations of the revenues of our Sovereign Lord the King's Crown that the said annuity or annual rent of £13. 6*s*. 8*d*. was continually paid by the Abbot and Convent of the said late monastery for the time being to the said Reader before and until the time of dissolution of the said late monastery, and because also it is the King's pleasure that the said Reader shall continue according to the foundation thereof; It is therefore ordered and decreed by the said Chancellor and

counsel in the term of the Holy Trinity, that is to say, the tenth day of June in the thirty-fourth year of our Sovereign Lord King Henry the Eighth, that one William Skete, Bachelor of Divinity, now Reader, and his successors Readers according to the foundation thereof contained in the said book indented shall have and enjoy for ever the said annuity or annual rent of £13. 6*s*. 8*d*. sterling to be paid by the hands of the same Treasurer of the said Court of Augmentations for the time being of such the King's Treasure of the same Augmentations as shall remain in the hands of the same Treasurer at the feasts of Easter and Saint Michael the Archangel by even portions. And it is further ordered and decreed by the said Chancellor and counsel the said Reader shall have all the arrearage of the said annuity due sythen and from the feast of Saint Michael the Archangel in the thirty-first year of the reign of our Sovereign Lord King Henry the Eighth, to be paid also by the hands of the said Treasurer of the treasure aforesaid.

Nos autem tenorem decreti praedicti ad requisitionem dicti Wyllmi duximus exemplificandum per praesentes. In cuius rei testimonium has literas nostras fieri fecimus patentes teste Ricardo Ryche milite apud Westmonasterium vicesimo sexto die Junii regni nostri tricesimo quarto.

4. *An Act for confirming and rendering more effectual certain letters Patent of King James the First for annexing a Canonry and several Rectories to the Regius Professor of Divinity in the University of Oxford, and the Regius Professor and Lady Margaret's Reader in Divinity in the University of Cambridge.* (10 Anne, cap. 45.)

Whereas our most Gracious Sovereign King James the First, of blessed memory, for the support and maintenance of the Regius Professor of Divinity in the University of Oxford, did, by his letters patent bearing date the 26th day of August in the third year of his Reign, grant to the Chancellor, Masters and Scholars of the said University of Oxford, and their successors, all that his advowson, donation, free disposition and right of patronage of the Rectory of Newelme *alias* Ewelme in the County of Oxford, and the said late King James the

First, by the said letters patent, did, for himself, his heirs and successors, grant to the Chancellor, Masters and Scholars of the said University, and their successors, that the said Regius Professor for the time being for ever should have and enjoy one Prebend or Canonry within the Cathedral Church of Christ in Oxford of the foundation of King Henry the Eighth so long as he should be Regius Professor of Divinity in that University: And whereas the said King James the First, for the increase of the stipend of the Regius Professor or Reader of Divinity in the University of Cambridge, did, by other his letters patent of the same date, grant to the Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, all that his advowson, donation, free disposition and right of patronage of the Rectory of Somersham, together with Colne and Pidley and other chapelries, rights, members and appurtenances in the County of Huntingdon: And whereas the said King James the First, for the increase of the stipend of the Reader of the Lecture of Divinity, appointed by Margaret, Countess of Richmond, mother to King Henry the Seventh, in the said University of Cambridge, did also, by the said letters patent, grant to the Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, all that his advowson, donation, free disposition and right of patronage of the Rectory of Terrington in the County of Norfolk with all its rights, members and appurtenances: And whereas the said King James the First, in and by the said several letters patent, did signify and declare it to be his Royal will and pleasure that the said Canonry and several Rectories should for ever thereafter be held and enjoyed by the said several Professors and Reader of the Lecture aforesaid for so long time as they respectively should continue in the said respective offices or places, and did thereby further signify and declare his Royal will and intention to be that one or more Act or Acts of Parliament should be obtained for that purpose, which hath never yet been done.

May it therefore please your Majesty that it may be enacted, And be it enacted by the Queen's most excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal and Commons in the present Parliament

assembled and by the authority of the same, That the said Canonry of Christ Church, and several Rectories of Newelme *alias* Ewelme, Somersham and Terrington, and every of them, and all members, tithes, lands, tenements, hereditaments, profits and emoluments whatsoever to them and every of them respectively belonging or in any wise appertaining, or with the said Canonry and Rectories every or any of them used or enjoyed, are and shall hereby be united and for ever annexed unto the several offices or places aforesaid, and shall be held and enjoyed by the respective persons already placed in the said offices or places, and by such other person and persons as shall from time to time for ever hereafter be placed and put into the said offices or places, in as full and ample manner to all intents and purposes as if they were duly presented, nominated, admitted, instituted and inducted thereunto; and the said respective Professors and Reader of the said Lecture, and their successors for the time being, during such time and times only as they shall continue in their respective offices or places, shall, by virtue of such office or place, for ever hereafter enjoy the said respective Canonry, and also shall have and hold the said Rectories without any presentation, admission, institution or induction, or any other act or thing whatsoever to entitle them thereunto, and shall be and are hereby declared to be, during their continuance in their said respective offices or places, full and perfect Canon and Incumbents of the respective Canonry and Rectories aforesaid to all intents and purposes whatsoever; which nevertheless shall not be so understood as to make void any other benefice or benefices which the said Professors and Reader of the said Lecture, or any of them, is at present or shall hereafter be legally possessed of: it being the intention of this Act that the aforesaid Rectories shall consist and be held and enjoyed by the said Professors and Reader of the said Lecture respectively together with any one other ecclesiastical benefice without any license or dispensation for that end to be granted or obtained.

And it is hereby further enacted and declared, That as often as it shall happen that any of the said offices or places shall become void by death, resignation or otherwise, the Canonry and Rectories or the Rectory to such office or place respectively

belonging, shall at the same time become void, and the person that shall be placed in such office or place so become void shall, by virtue of such office or place only, have and enjoy the Canonry and Rectories or the Rectory to such office or place belonging for so long time as he shall continue in such office or place and no longer: Provided always that the said Professors shall celebrate Divine Service and perform all other parochial duties relating to the cure of souls within the said several Rectories which any other Rectors of the said Rectories have heretofore done and performed and were by law obliged to do and perform, or shall allow to learned and able Curates, to be licensed by the Bishop or Ordinary of the Diocese, who shall be constantly residing within the said Rectories, such competent salaries and stipends as the said Bishop or Ordinary shall judge sufficient: Provided also that neither this Act, nor anything therein contained, shall excuse or be construed to excuse the said Professors or Reader of the Lecture aforesaid or any of them from the payment of firstfruits and tenths or from the payment of all dues of what kind soever to the Bishop or other Ordinary, who before the making of this Act had lawful right to claim the same, or from canonical obedience to the Bishop or Ordinary of their respective Dioceses, but every such Professor and Reader of the said Lecture shall be obliged to make payment thereof.

5. *Grant from Alice Davers to Samuel Ward, D.D., Lady Margaret's Reader, and to his successors, of a parcel of Ground in Cambridge.*

This Indenture, made the fourteenth day of January, in the first year of the reign of our Sovereign Lord Charles, by the grace of God King of England, Scotland, France and Ireland, Defender of the Faith, &c., Annoque Domini 1625, between Alice Davers, the relict of Jeremy Davers, late of Cambridge, in the County of Cambridge, Esquire, deceased, of the one part, and Samuel Ward, Doctor of Divinity and Reader of the Divinity Lecture founded in the University of Cambridge by Margaret, late Countess of Richmond, mother of King Henry the Seventh, of the other part, Witnesseth that the said Alice Davers, as well out of her pious disposition to advance learning

and religion, and to encourage as well the said Samuel Ward as his successors, Readers of the said Lecture for the time being, in his and their painful discharging of the duties belonging to the said Lecture, by adding some small means of livelihood towards the better maintenance of the said Samuel and of his said successors, as also for divers other valuable considerations her the said Alice thereunto specially moving, hath granted, bargained and sold, aliened, enfeoffed and confirmed, and by these presents doth fully and absolutely grant, bargain and sell, alien, enfeoff and confirm unto the said Samuel Ward and his said successors all that garden, place or parcel of ground, situate and being in the parish of St. Edward's in Cambridge aforesaid between the messuage or tenement called the "Pheasant Cock" now or late in the tenure of Henry Gooch on the East, and a messuage or tenement now or late in the tenure of Robert Pillay or of his assignee or assignees on the West, the North head thereof abutting on the common street leading from St. Benedict's Church towards the Peas-market Hill in Cambridge aforesaid, and the South head thereof abutting upon parcel of a tenement late in the occupation of Ann Ellwyn widow or of her assignee or assignees, which said garden, place or parcel of ground containeth from East to West eleven yards or thereabouts, and from North to South nineteen yards or thereabouts: To have and to hold the said garden, place or parcel of ground with the appurtenances and all easements, ways, passages, profits and commodities whatsoever to the same belonging, or therewith used, occupied, possessed or enjoyed, to the said Samuel Ward and his said successors, Readers of the said Divinity Lecture, to the only proper use and behoof of him the said Samuel and of his said successors for ever: And the said Alice Davers doth for herself, her heirs, executors and administrators covenant and grant by these presents to and with the said Samuel Ward and his said successors that she, the said Alice Davers, and her heirs and all persons claiming by, from or under her, the said Alice Davers, shall and will at all times within the space of seven years next ensuing the date of these presents, upon the reasonable request and at the costs and charges in the law of the said Samuel Ward or of his said successors, make, do, suffer, execute and knowledge all

and every such further lawful and reasonable act and acts, thing and things, devise and devises, conveyance and conveyances, and assurances in the law, for the further, better or more sure making or conveying of the said garden, place or parcel of ground, with the appurtenances before-mentioned or intended to be hereby granted, bargained and sold, aliened, enfeoffed and confirmed unto the said Samuel Ward and to his said successors, or unto any of them, as by him the said Samuel or his said successors, or any of them, or any of their counsel learned in the laws, shall be reasonably devised or required, be it by fine, feoffment, recovery, deed or deeds inrolled, or by all or any of the said ways, or by any other ways or means whatsoever, so that the said further security contain no further warranty than against her, the said Alice Davers, her heirs and assignees, and that she, the said Alice, be not compelled for the making or doing thereof to travel any further than the town of Cambridge aforesaid; all which fine or fines and further assurance are by these presents declared, and the said parties to these presents do mutually hereby covenant each with other that the same shall be to the only use hereinbefore specified and to none other use, intent or purpose whatsoever. In witness whereof the said parties to these presents interchangeably have put their hands and seals the day and year first above written.

(Signed) Alice Davers.

II. Regius Professorships of Divinity, Hebrew and Greek.

1. *De officio trium Lectorum publicorum, qui in Scholis Academiae praelegunt, quorum unus Theologiam, alter linguam Hebraicam, tertius Graecam docet.*

Quo quis ampliore mercede et stipendio donatus est, eo majorem laborem libenti animo capere debet; et propterea statuimus et ordinamus, ut tres publici Lectores (quorum singuli quadraginta libras a Collegio Sanctae et Individuae Trinitatis a Rege Henrico Octavo, Patre nostro charissimo, fundato in singulos annos recipiunt) unâquâque hebdomadâ cujusque termini quater singuli minimum legant, et Auditores semper antea de eo die quo legere volunt admoneant. Cupimus tamen ut singulis profestis diebus legant. Insuper toto magnae vacationis termino, si pestis non ingruerit, et tria ex praecipuis Collegiis juventutem suam non rus amandarint, eos quoque legere praecipimus: praecipua Collegia hoc loco intelligimus, Collegium Regis, Collegium Sanctae et Individuae Trinitatis, Collegium Divi Johannis, et Collegium Christi. Et quoties singuli, vel eo termino vel reliquis tribus terminis, diebus praestitutis legendi officium praetermiserint, toties decem solidis mulctentur, qui dempti de ipsorum stipendiis in Collegii usum cedant. Quod si quispiam eorum aegrotaverit, aut aliquâ gravi causâ aut negotio per Magistrum Collegii et majorem partem octo Seniorum approbando impeditus fuerit, tum intra triduum ad summum pro se unum qui sit ad illud munus obeundum idoneus substituat, ut Auditorum utilitati diligenter consulatur: verum aliis de causis nunquam pro se quempiam substituere sub poenâ loci sui amittendi permittimus. Horas autem a Vicecancellario et Magistro dicti Collegii cum quatuor ex octo Senioribus praestitutas observent. Singulisque diebus quibus legere tenentur, singuli integram fere horam praelegendo consumant: quinetiam et auctores a praedictis Vicecancellario Magistro et quatuor ex octo

Senioribus dicti Collegii designatos legant, et modum legendi quoque quem illi utilissimum commodissimumque duxerint perpetuo teneant. Porro statuimus et volumus, ut quotiescunque locum alicujus praedictorum Lectorum vacare contigerit, plenam eligendi potestatem habeant Vicecancellarius Academiae Cantabrigiensis, Magister Collegii praedicti cum duobus maxime senioribus Sociis ejusdem Collegii, quinetiam Praepositi seu Magistri trium reliquorum praecipuorum Collegiorum, id est, Collegii Regalis, Collegii Divi Johannis, et Collegii Christi, et si quispiam praedictorum Electorum Vicecancellarius id temporis fuerit, tum sumatur ejus loco Magister Collegii Reginae: qui omnes in publicis Scholis in unum per Vicecancellarium cum consensu Magistri Collegii Sanctae et Individuae Trinitatis praedicti convocati, breve quoddam scriptum seu instrumentum per scribam Academiae, postridie quam locum vacare intellexerint, componendum curent, inque eo diem ad singulos eorum qui munus illud petunt diligenter examinandos praestituant. Hujus scripti seu instrumenti sint duo exemplaria descripta; quorum alterum ad ostium templi Divae Mariae prope forum siti, alterum ad ostium publicarum Scholarum affigatur, ibique utrumque ad septem dies integros stet, quo ab omnibus totius Academiae praedictae Studentibus intelligi possit ejusmodi locum vacare. Sit autem dies examinationis octavus dies postquam Vicecancellario et Magistro Collegii Sanctae et Individuae Trinitatis a Rege Henrico Octavo, Patre nostro charissimo, fundati locum vacare notum fuerit. Quod si quispiam eorum qui tunc abfuerint ab Academiâ, judicio majoris partis Electorum, etiamsi non petat, dignissimus loco vacante videbitur, dies examinationis in eo casu tantum usque eo poterit differri, quoad commode, respectu ad loci distantiam habito, ubicunque fuerit accersiri queat. Et si extra Regnum Angliae fuerit, interea aliquis ad locum supplendum per majorem partem dictorum Electorum surrogetur, et pro ratâ portione stipendium habeat. Sit autem examinandi modus ejusmodi. Si lectura Theologica vacaverit, tum Theologorum singuli qui illud munus petunt, quos vel Doctores Theologiae, vel Baccalaureos ejusdem facultatis semper esse volumus, primum per facultatem Theologicam examinentur, quid in Scripturis Sacris intelligendis et in Sanctorum Patrum scriptis possint. Deinde singuli eorum qui petunt, diebus per Electores ad eam rem praestitutis, aliquam Scripturae partem per praedictos

Electores sibi assignatam per spatium unius horae in Scholis publicis palam interpretentur. Quod si lectura Hebraica vel Graeca vacaverit, singuli qui petunt in linguarum illarum cognitione similiter per aliquot earum linguarum peritos examinentur, et certis diebus partem alicujus libri aut auctoris in illis linguis scripti per dictos Electores assignatam per spatium unius horae, ut supra de lecturâ Theologicâ dictum est, in Scholis publicis palam interpretentur. Postridie autem quam singuli hoc modo palam praelegerint, praedicti Electores publicis in Scholis in unum convenientes jurejurando se obstringant, in locum illum jam vacantem se neminem, vel gratiâ, vel munere, vel spe alicujus muneris commotos, sed eum quem conscientiâ testante maxime ad illud munus idoneum judicaverint electuros, semotâ omni sinistrâ animi affectione, prout sunt et Jesu Servatori rationem in ultimo die reddituri, et Academiae honori et utilitati Studentium consulturi. Atque si forte contigerit vel Nos, vel quempiam ex Successoribus nostris aut Magnatibus hujus Regni aliquem per literas ad ejusmodi locum commendare qui non sit ad eum maxime idoneus, (optimum enim semper Deo teste et conscientiâ praeficiendum cupimus,) tum volumus et mandamus, ut Electores sine ullo dictarum literarum respectu praestantissimum et ad Auditores instruendos accommodatissimum eligant. Quod si quispiam eorum penes quos eligendi potestas sit forte abfuerit, ejus locum suppleat illius Vicarius, eandemque auctoritatem inter eligendum habeat. Qui omnes inter eligendum potissimum considerent solidam doctrinam, vocis claritatem, pronuntiationem distinctam, et elocutionem. Et Socios Collegii Sanctae et Individuae Trinitatis praedicti, si modo caeteris qui petunt pares sint, semper praeferant. Et in quem major pars Electorum consenserit, is pro electo habeatur. Quod si Electores post tria aperta scrutinia hoc modo consentire non possint, tum is electus esto quem Vicecancellarius et Magister dicti Collegii soli nominaverint. Et si forte id temporis Magister dicti Collegii sit Vicecancellarius, tum is sit electus quem ille et Praepositus Collegii Regalis nominaverint. At si hi duo, id est, Vicecancellarius et Magister dicti Collegii, vel si dictus Magister Vicecancellarius sit, tum nisi dictus Magister et Praepositus Collegii Regalis de uno aliquo consenserint, is tum pro electo habeatur quem illius Academiae Cancellarius (si Episcopus sit) solus nominaverit; verum si Cancellarius Academiae illius non sit

Episcopus, tum quem Archiepiscopus Cantuariensis solus nominaverit electus esto. Quâ re confectâ, electus ille per Magistrum dicti Collegii Sanctae et Individuae Trinitatis, simul atque jusjurandum coram dicto Magistro et octo Senioribus ejusdem Collegii de hoc Statuto servando dederit, admittatur. Nemo in locum aliquem praedictorum Lectorum unquam eligatur qui sit de haeresi probabiliter suspectus vel infamiâ notatus. Qui ad Lecturam Hebraicam eligetur, sit minimum vel Magister Artium, vel Baccalaureus Theologiae, vel Doctor ejusdem facultatis; qui autem ad Graecam lecturam assumetur, sit ad minimum vel Magister Artium, vel Baccalaureus Theologiae. Doctores omnes, cujuscunque facultatis fuerint, ab hâc Graecâ lecturâ omnino excludimus. Quod si Socius Collegii Sanctae et Individuae Trinitatis praedicti ad aliquem locum praedictorum Lectorum electus sit, cum primum admissus fuerit, deinceps Socii nomen solum teneat, et si unus sit ex numero octo Seniorum, Senioritatem illam quoque cubiculum suum et Sisatorem habeat: commeatu vero stipendio et liberaturâ Socio debitis toto illo tempore quo illud legendi munus obit penitus careat. Caeterum si legendi munus deposuerit, tum sodalitium ut antea cum omnibus commoditatibus habeat. Insuper statuimus, ut singuli ad aliquod praedictorum Lectorum munus electi, cujuscunque Collegii Socii aut Pensionarii fuerint (exceptis semper Collegiorum Magistris Doctoribus et maritis) aut ubicunque antea habitaverint, cum primum admissi fuerint, in dicto Collegio Sanctae et Individuae Trinitatis, prout Fundatoris voluntas postulat, quamdiu munus illud exequuntur habitent, et Statutis ejusdem Collegii eodem modo quo Socii ejusdem pareant; et omnes actus Scholasticos ad quos Socii tenentur observent, caeteraque omnia ut Socii Collegii agant, sed nihil praeter stipendium Lectori debitum a dicto Collegio recipiant. Et si quispiam illorum Socius vel Pensionarius alterius alicujus Collegii antea fuerit, nunquam vel in Socium vel in numerum octo Seniorum ejusdem Collegii, quamdiu illud munus tenuerit, eligatur. Verum si munus illud vel suâ sponte deposuerit, aut prae morbo aut imbecillitate virium exequi non possit, in Socium Collegii, ne omni ope destituatur, per Magistrum et majorem partem octo Seniorum dicti Collegii, si modo Statuta Collegii in quo antea Socius fuerat permiserint, eum eligi volumus, quocunque dicti Collegii Sanctae et Individuae Trinitatis Statuto

non obstante. Quod si Statuta Collegii in quo Socius fuerat non permiserint, tum in dicto Collegio Sanctae et Individuae Trinitatis non in Socium eligatur aut admittatur, sed tamen commeatum, stipendium, et liberaturam, caeteraque commoda habeat Socio dicti Collegii qui sit ejusdum gradus debita, ea lege ut Statuta dicti Collegii ad Socium ejusdem gradûs pertinentia per omnia observet. Atque toto illo tempore quo his commodis in dicto Collegio fruitur, sodalitium quod in dicto Collegio vel tunc vacat, vel proxime post vacabit, ne dictum Collegium quicquam damni inde accipiat, omnino vacare volumus et mandamus. Item singuli ad aliquod praedictorum Lectorum munus electi, tam Socii dicti Collegii quam caeteri, pro commeatu ex stipendio sibi pro lecturâ debito sex libras quotannis dicto Collegio solvant, hoc est, ad finem cujuscunque anni quartae triginta solidos. Quod si aliquando aegrotaverint, tum volumus ut pro singulis hebdomadis quibus aegrotaverint viginti denarios ex praedictis sex libris demptos habeant; cubiculum vero in Collegio gratis habeant. Singuli eorum suum legendi munus, quamdiu et illud diligenter obierint et ipsi voluerint, teneant. Verum si quispiam eorum suum officium negligenter fecerit, et ter per Vicecancellarium et Magistrum dicti Collegii de eâ re admonitus non emendaverit; aut si de haeresi, aut de aliquo crimine notabili, coram Vicecancellario et dicto Magistro legitime convictus fuerit, aut si contra fidem orthodoxam, aut contra Sacramenta aliquando vel locutus esse vel aliquid egisse deprehensus sit; aut ab Academiâ amplius quadraginta dies in annos singulos abfuerit, nisi gravissima causa per Magistrum dicti Collegii et majorem partem octo Seniorum ejusdem approbanda obstiterit, [1]tum idem suum locum amittat, quocunque scripto, auctoritate, aut mandato concesso, vel in posterum concedendo, vel quâcunque dispensatione a quocunque obtentâ non obstante.

Nemo praedictorum Lectorum durante tempore lecturae suae ullum officium, magistratum, aut lecturam aliam, vel in dicto Collegio, vel in Academiâ habeat sub poenâ praedictâ.

Hujus Statuti unum exemplar sit inter Statuta dicti Collegii, et alterum in libro de Statutis Academiae descriptum.

[1] The words "tum idem suum locum amittat" are not in the Copy sealed by Queen Elizabeth, though inserted in the printed editions of the same.

2. *Caroli Secundi Regis Literae patentes.*

De tribus publicis Lectoribus.

CAROLUS SECUNDUS, Dei gratiâ Angliae, Scotiae, Franciae et Hiberniae Rex Fidei Defensor, etc. Dilecto nobis in Christo Henrico Ferne S. Theologiae Professori, Academiae Cantabr: Procancellario pro tempore existenti et Collegii nostri Sanctae et Individuae Trinitatis in eadem Universitate Magistro, necnon reliquis trium Lectorum publicorum ex Fundatione Regis Henrici Octavi Electoribus; omnibus etiam aliis ad quos infra scripta ullo modo spectare poterint, salutem.

Cum inter statuta dicti Collegii et in libro de statutis Academiae certum quoddam statutum sub hoc titulo habeatur viz.: "De officio trium Lectorum publicorum" quorum unus Theologiam, alter linguam Hebraicam, tertius Graecam docet, in quo statuto inter caetera hae clausulae seu sententiae hisce verbis subsequentibus continentur, viz. "Quod si socius Sanctae et Individuae Trinitatis Collegii praedicti ad aliquem locum praedictorum Lectorum electus sit, quamprimum admissus fuerit, deinceps socii nomen solum teneat," et paucis interjectis haec insuper "Statuimus ut singuli ad aliquod praedictorum Lectorum munus electi cujuscunque Collegii Socii aut Pensionarii fuerint, aut ubicunque habitaverint, quamprimum admissi fuerint, in dicto Collegio Sanctae et Individuae Trinitatis quamdiu munus illud exequentur, habitent." Porro de stipendio tribus hisce Praelectoribus assignato et de labore seu penso iis injuncto idem statutum statim ab initio haec habet: "Statuimus ut tres publici Lectores quorum singuli quadraginta libras a Collegio Sanctae et Individuae Trinitatis a Rege Henrico Octavo fundato in singulos annos recipiant, unaquaque hebdomadâ cujuscunque termini quater singuli ad minimum legant, insuper toto magnae vacationis termino, si pestis non ingruerit et tria ex praecipuis Collegiis in Academia juventutem non rus amandaverint, eos quoque legere praecipimus et quoties singuli vel ex termino vel reliquis terminis diebus praestitutis legendi officium praetermiserint, toties decem solidis mulctentur, qui dempti de ipsorum stipendiis in Collegii usum cedant." Jam vero ex diversorum et fide

dignorum, quibus dicti Collegii et Academiae status satis perspectus et lectionum in scholis habendarum ratio probe cognita est, relatione accepimus dictum stipendium amplum licet et magnificum in primâ fundatione quam sit exile prout nunc dierum fert nummorum aestimatio, labor vero quam sit gravis et onus vix ferendum prout nunc obtinet legendi modus in scholis usitatus: Nos igitur hominum Academicorum, praesertim publicorum in Academiâ Professorum, commodis prospicere cupientes ex supremâ nostrâ regiâ potestate, certâ scientiâ et mero motu, dictas clausulas seu sententias superius a nobis recensitas annullamus et cassamus in quantum concernunt praescriptum illum numerum lectionum et sodalitii amissionem; et quo aequior sit inter mercedem et laborem proportio, statuimus quod socius dicti nostri Collegii si electus sit in Lectorem Linguae Hebraicae vel Graecae (nam Theologiae Professorem excipimus propter annexum satis opimum Sacerdotium) non tenebitur ex hoc tempore sodalitium suum deponere, sed eo gaudebit cum omnibus suis emolumentis; et nominatim Isaaco Barrow Linguae Graecae Lectori publico jam constituto licebit socii locum tenere eoque cum omnibus suis privilegiis et emolumentis gaudere et frui. Quod si alius cujuscunque Collegii socius electus fuerit, non tenebitur in dicto nostro Collegio Sanctae et Individuae Trinitatis habitare modo per statuta sui Collegii possit et a Praefecto atque sociis ejusdem Collegii ei permissum fuerit retinere suum sodalitium ejusque emolumenta una cum Lecturâ illâ publicâ ad quam ascitus est.

Laborem vero quod attinet et pensum trium praedictorum Lectorum, statuimus ut bis tantum in unaquaque hebdomada idque solum inter trium terminorum spatia legere teneantur; Diebus vero praestitutis si officium legendi praetermiserint decem solidis toties quoties mulctentur, ut supra dictum est. Denique statuimus ut praedicti Lectores quibus nostra hac indulgentia permissum est sodalitium una cum Lecturâ retinere, si promotionem ecclesiasticam, puta Praebendam vel aliam quamvis sine curâ animarum (nam Sacerdotium, Decanatum et Archidiaconatum excipimus) obtinuerint, non teneantur in eo casu sodalitium amittere quocunque Collegii statuto non obstante. Reliqua autem omnia et singula quae in dicto statuto "De Officio trium Lectorum Publicorum" continentur, pristinum suum robur et

firmitatem volumus habere. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium octavo die Aprilis anno Regni nostri tertio decimo.

Per ipsum Regem.

HASTINGS.

3. *Statute*, 10 *Anne*, c. 45. See page 12.

4. *Statute*, 3 & 4 *Vict.* c. 113.

Sect. 12. And be it enacted that, so soon as conveniently may be, and by the authority hereinafter provided, the two Canonries in the Chapter of the Cathedral Church of Ely, which shall be secondly and thirdly vacant, shall be permanently annexed and united to the Regius Professorships of Hebrew and Greek respectively in the University of Cambridge.

Sect. 70. And be it enacted that, so soon as conveniently may be, and by the like authority, arrangements may be made to enable the University of Cambridge, if they shall so think fit, to sell the advowsons of the benefices annexed to the Regius Professorship of Divinity in the said University or any of them, and to invest the proceeds of any such sale in proper securities, with a provision for the payment of the interest and annual profits thereof to the Regius Professor of Divinity for the time being; and that upon the completion of the sale of any such advowson the existing incumbent of the benefice shall be at liberty, upon resigning the same, to receive such interest and annual profits.

III. Sir Thomas Adams' Professorship of Arabic.

1. *Letters Patent of King Charles the Second.*

Carolus Secundus, Dei Gratiâ, Angliae, Scotiae, Franciae, et Hiberniae Rex, Fidei Defensor, &c. Omnibus et singulis has literas visuris salutem:

Cum ex parte dilecti ac fidelis subditi nostri Thomae Adams Militis et Baronetti Civitatisque Londinensis Aldermanni nobis innotuerit ipsum dictum Thomam Adams ex propenso in Academiam nostram Cantabrigiensem et in rem literariam affectu Professoris seu Lectoris linguae Arabicae munus in eâdem Academiâ instituisse ac unum annualem reditum quadraginta librarum in annuum hujusmodi Professoris seu Lectoris stipendium vel salariam exeuntem de domo Dominicali de Chawreth alias Chawrey et diversis terris et tenementis in parochiâ de Broxted in Comitatu Essexiae dedisse; necnon in dicti muneris meliorem Constitutionem et Executionem debitam adhibito Procancellarii Praefectorumque in eâdem Academiâ Collegiorum Consilio ordinationes quasdam constituisse eo conducentes in his verbis sequentibus. Statuo itaque imprimis ordinoque, quod perpetuis futuris temporibus praedictus annualis reditus integre cedet in subsidium et praemium Professoris seu Lectoris linguae Arabicae modo infra dicendo et sub conditionibus mox expresse tradendis electi atque constituti. Quod officium attinet dicti Professoris Arabici ut hujus linguae qua publice qua privatim cognoscendae ratio habeatur: volo statuoque ut dictus Professor teneatur singulis intra unius cujusque termini Academici spatium septimanis semel aut linguae Arabicae rudimenta tradere aut Authorem aliquem in eâ linguâ praeclarum exponere per unius circiter horae spatium loco et tempore a Procancellario assignandis sub poenâ decem solidorum pro singulâ lectione omissâ ex stipendio ipsi debito per Procancellarium subtrahendorum ac Bibliothecae Academiae pro coemendis Orientalis linguae libris applicandorum nisi ex gravi corporis infirmitate officio suo satisfacere non poterit. Teneatur porro per singulas extra terminum hebdomadas si in Academiâ praesens fuerit duabus horis unius diei a Procancellario praestituendis omnibus illum consulturis vacare liberum adeuntibus

aperto cubiculo accessum praebere adipiscendae excolendaeve linguae Arabicae cognitioni operam dantium studia dirigere et conatus adjuvare. Quorum aliquid si ultro neglexerit corripiatur a Procancellario et si de neglecto officio saepius admonitus neutiquam se emendaverit poenam incurrat intolerabili negligentiae inferius decretam. Quod autem personam et qualitatem Professoris hujus Arabici spectat volo et injungo ut qui huic provinciae admovetur sit vir bonae famae et conversationis honestae ad minimum Magister Artium probe eruditus et linguarum Orientalium praecipue Arabicae peritia instructus et qui nullo alio professionis aut lecturae loco seu officio gaudeat (nisi forte ante admissionem deponere voluerit). Inter autem personas ita eligibiles caeteris paribus praeferri volo Praefectos Collegiorum dein Collegiorum Socios, exin Magistros Artium Academiae gremiales. Ejus autem nominandi et eligendi jus et potestas esto penes meipsum quamdiu vixero; postea vero perpetuis futuris temporibus ejus eligendi potestas sit penes Procancellarium et Praefectos omnium Collegiorum vel illam partem Praefectorum qui electioni interfuerint. Et peragatur tunc electio in hunc modum postquam Arabici Professoris locum quâcunque ex causâ vacare contigerit Procancellario incumbet quam cito fieri poterit Schedula Scholarum publicarum ostio per octo dies continuos affixa tum de dictâ vacatione tum de tempore ad futuram electionem destinato significare (tempus autem electionis ultra trigesimum a primâ significatione diem extrahi nolo). Quo tempore dicti Electores publicis in Scholis in unum congregati juramento semet ipsos obstringant seposito omni privato respectu affectuque sinistro se nominaturos vel saltem suo comprobaturos suffragio quem conscientiâ teste ex petitoribus vel ex his qui ab Electorum quolibet nominantur maxime secundum praenotatas qualitates et limitationes idoneum censuerint ad id munus obeundum. Is vero in quem plura suffragia conspiraverint pro electo habeatur. Quod si duobus forte vel pluribus paria obvenerint suffragia, Procancellario jus erit unum ex illis qui alio vel aliis (si quando id contigerit) plura et inter se paria obtinuerint pro suo arbitratu eligendi. Electus autem proximo opportuno tempore admittatur a Procancellario, praestito ante admissionem suam juramento se munus Professoris Arabici a Thoma Adams Milite et Baronetto in hâc Academiâ instituto juxta Ordinationes

et Statuta officium suum concernentia pro suo virili fideliter executurum. Denique quo praedictus Professor intra debitos honestatis atque modestiae terminos contineatur neque de ullâ criminum ultra admissorum impunitate praesumat, statuo atque decerno ut si dictus Professor convictus fuerit vel propria confessione vel per idoneos testes vel per evidentiam facti de crimine aliquo graviore (puta de laesâ majestate, haeresi, schismate, homicidio voluntario, furto notabili, adulterio, fornicatione, perjurio,) vel si intolerabiliter negligens fuerit, neque poenis superius expressis poterit emendari, vel suâ lecturâ minime contentus alium professionis aut lecturae locum obtinuerit, per Procancellarium et Collegiorum praefectos vel majorem eorum partem a suâ amoveatur professione, sine spe regrediendi aut commodum aliquod ulterius percipiendi. Quod si senio, morbo diuturno, aut incurabili impotentiâ seu debilitate corporis vel animi fractus suae professionis Officio modo et formâ praedictis praestando non suffecerit, abrogetur ei professio per Procancellarium et dictos Praefectos vel majorem eorum partem; hoc tantum adhibito moderamine ut illi sic a professionis munere non suâ culpâ dimisso (si tempore professionis suae laudabiliter se gesserit neque alias ipsi de proprio ad valorem quadraginta librarum annuatim provisum fuerit) tertia pars stipendii remaneat usque ad mortem suam; reliquis partibus successor sit tantisper contentus integrum post ejus mortem percepturus. Quas quidem ordinationes omnes et singulas cum praedictus Thomas Adams a nobis suppliciter oraverit authoritate nostrâ regiâ stabilitas iri et ratificatas; Nos Academiae commodo juxta ac studiorum profectui consultum cupientes votoque dicti Thomae Adams benigne annuentes, imprimis omnes Ordinationes istas ab eodem Thomâ Adams confectas regiâ nostrâ potestate sancimus et confirmamus; eisque omnibus et singulis plenum obsequium deberi atque praestari volumus et mandamus. Deinde Procancellario Academiae praedictae potestatem impertimus juramentum exigendi et administrandi tam illis qui per dictas ordinationes eligendi jus obtinent quam Professori electo et mox admittendo juxta sensus in dictis Ordinationibus expressos atque praescriptos. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium quarto die Julii anno regni nostri decimo octavo.

2. *Extract from the Will of the Rev. John Palmer, B.D. late Fellow of St John's College.*

I GIVE the University of Cambridge the sum of one thousand pounds sterling for the perpetual augmentation of Sir Thomas Adams' Professorship of Arabic, subject to the following conditions:—

First, that the Professor shall provide a book in which, at the end of every public Lecture, each Student of that language shall write his name and College with his own hand;

Second, that the Vice-Chancellor, whenever application shall be made to him for the payment of this augmentation, shall inspect the said book and satisfy himself that the Professor has fulfilled *bonâ fide* the duties enjoined by the oath of his admission;

Third, that the Vice-Chancellor, if he be not satisfied that the Professor has fulfilled his duties as aforesaid, shall not pay this augmentation for that year, but shall retain the same and all other augmentations forfeited in the same manner until the sums so accruing can be invested conveniently from time to time in the Public Funds for the further perpetual augmentation of the same Professorship.

IV. Lucasian Professorship of Mathematics.

1. *Deed of Foundation.*

Omnibus Christi fidelibus ad quos hoc praesens scriptum pervenerit Robertus Raworth de Grayes Inn in Comitatu Middlesexiae, Armiger et Thomas Buck de Cantabrigiâ in comitatu Cantabrigiae Armiger, Executores ultimi Testamenti dignissimi Viri, Henrici Lucas de London Armigeri, nuper defuncti, Salutem in Domino Sempiternam. Sciatis, quod cum praedictus venerabilis et consultus vir Henricus Lucas Armiger ex propenso suo in Academiam Cantabrigiensem, et in rem literariam affectu a praefatis Roberto Raworth, et Thomâ Buck, Executoribus suis, terras comparari ad valorem centum librarum annuatim supremo testamento mandaverit, in annuum Professoris, seu Lectoris Mathematicarum Scientiarum in dictâ Academiâ stipendium vel salarium perpetuo cessuras, sub ejusmodi constitutionibus et regulis, quas Executores sui, adhibito Procancellarii et Praefectorum Collegiis dictae Academiae consilio, tam honori magni istius corporis, quam hujusce literaturae, omni hactenus praemio destitutae, incremento ac promotioni judicaverint summopere accommodatas; Nos praedicti Executores, pro ratione fidei nobis commissae de exequendâ praeclari Benefactoris voluntate soliciti, rogato prius et impetrato dictorum Procancellarii et Praefectorum consilio, habitoque ad id consilium praecipuo respectu, ordinationes infra scriptas, promovendis istis studiis Mathematicis, uti arbitramur, apprime conducentes, approbamus, omnique per dictum Henrici Lucas testamentum nobis concessâ authoritate ratas volumus et declaramus.

Itaque statuimus imprimis et ordinamus, quod perpetuis futuris temporibus quicquid annui reditûs (deductis necessariis expensis,) ex praenotatis terris ad usum praedictum acquisitis vel acquirendis quâcunque justâ ratione accreverit, id integre cedet in subsidium et praemium Professoris Mathematici, modo infra dicendo, et sub conditionibus mox exprimendis electi, et constituti.

Quod officium attinet dicti Professoris Mathematici, ut horum studiorum, qua publice, qua privatim, excolendorum ratio habeatur, volumus et statuimus ut dictus Professor teneatur singulis intra uniuscujusque termini Academici spatium septimanis semel ad minus aliquam Geometriae, Arithmeticae, Astronomiae, Geographiae, Opticae, Staticae, aut alterius alicujus Mathematicae disciplinae partem (pro suo arbitratu, nisi aliter expedire Procancellario visum fuerit) per unius circiter horae spatium legere atque exponere, loco et tempore a Procancellario assignandis sub poenâ quadraginta solidorum pro singulâ lectione omissâ, ex stipendio ipsi debito per Procancellarium subtrahendorum, et Bibliothecae Academicae, pro coëmendis libris, vel instrumentis Mathematicis, applicandorum; nisi ex gravi corporis infirmitate officio suo satisfacere non poterit. Quam tamen excusationem nolumus ultra tres septimanas valere, ut nisi elapsis tribus septimanis alium substituat idoneum Lectorem, Procancellarii judicio approbandum, sciat sibi pro quâlibet lectione praetermissâ viginti solidos de stipendio suo per Procancellarium subtrahendos, et usui praedicto applicandos. Quo autem dictus Professor ad munus hoc legendi non perfunctorie praestandum efficacius astringatur, praestiti fideliter ab ipso officii certius extet indicium, et studiorum praesentium fructus quadantenus etiam ad posteros derivetur, statuimus ut dictus Professor semel quotannis, proxime ante festum Sancti Michaelis non pauciorum quam decem ex illis quas praecedente anno publice habuerit, Lectionum exemplaria nitide descripta Procancellario exhibeat, in publicis Academiae archivis asservanda; quod si ante tempus praescriptum facere neglexerit, eo usque careat stipendio suo, donec effectum det, et quanta fuerit rata portio temporis postea elapsi, usque dum id perfecerit, tantam Reditûs sui vel salarii annui partem Procancellario teneatur exsolvere, Bibliothecae Academicae ad usus praedictos applicandam. Quinetiam decernimus, ut dictus Professor teneatur duobus per singulas cujusque termini hebdomadas a Procancellario praestituendis diebus, unoque extra terminum die, quandocunque dictus Professor in Academiâ praesens fuerit, per duas horas itidem praefigendas omnibus illum consulturis vacare, liberum adeuntibus aperto cubiculo accessum praebere, circa propositas ipsi quaestiones, et difficultates haud gravate respondere; in eum finem globos et alia idonea instrumenta

Mathematica penes se in promptu habere. Inque omnibus ad illud propositum spectantibus studiosorum pro suâ virili conatus adjuvare: quorum aliquod si ultro neglexerit, corripiatur a Procancellario, et si de neglecto officio saepius admonitus neutiquam se emendaverit, poenam incurrat intolerabilis negligentiae inferius decretam.

Porro ut horum observatio fortius muniatur, et ne quis ex dicti Professoris absentiâ oboriatur neglectus, statuimus ne dictus Professor intra praefinita terminorum intervalla Academiâ excedat, aut alibi extra Academiam per sex dies continuos moretur, nisi gravissimâ de causâ per Procancellarium approbandâ, idque petitâ prius et impetratâ a Procancellario veniâ: sin fecerit secus, quanta fuerit rata portio temporis ab egressu suo praeterlapsi, tantâ salarii sui parte penitus excidat. Quod si forte diutioris ab Academiâ absentiae, quae dimidii termini spatium excedat, causa acciderit necessaria, Procancellarii, et duorum (qui Collegiorum Praefecti fuerint) seniorum Doctorum judicio approbata, aliquem interea idoneum substituat, qui suo loco legat, et reliquis muniis fungatur modo supradicto, et sub poenâ consimili.

Quinimo pari causâ, ne dictus Professor ab officii sui debitâ executione distrahatur, nolumus omnino et prohibemus, ut is ullâ quâvis Ecclesiasticâ promotione gaudeat, quae animarum sibi curam adnexam habeat, aut residentiam exigat hisce statutis adversantem; sub poenâ amissionis, ipso facto, omnis Juris, quod in hâc suâ professione praetendere valeat.

Quoad personam vero et qualitatem Mathematici Professoris, volumus et injungimus, ut qui huic provinciae admovetur, sit vir bonae famae, et conversationis honestae, ad minimum Magister Artium, probe eruditus, et Mathematicarum praesertim scientiarum peritiâ instructus. Ejus autem nominandi, et eligendi jus ac potestas esto penes nos praedictos Executores venerabilis viri Henrici Lucas, durante nostrâ utriusque vitâ, aut uno supremum diem obeunte, penes alterum e nobis, qui in vitâ superstes permanserit. Postea vero perpetuis futuris temporibus ejus eligendi plena potestas sit penes Procancellarium, et Praefectos omnium Collegiorum dictae Academiae, vel illam partem Praefectorum, qui electioni interfuerint, et peragatur tunc electio in hunc modum. Postquam Mathematici Professoris locum quâcunque ex causâ vacare contigerit, Procancellario incumbet quam

cito fieri poterit, schedulâ scholarum publicarum ostio per octo dies continuos affixâ, cum de dictâ vacatione, tum de tempore ad futuram electionem destinato significare (tempus autem electionis ultra trigesimum a primâ significatione diem extrahi nolumus) quo tempore dicti electores publicis in scholis in unum congregati juramento semetipsos obstringant, seposito omni privato respectu, affectuque sinistro, se nominaturos, et suo comprobaturos suffragio quem, conscientiâ teste, ex petitoribus, (vel ex iis qui ab electorum quolibet nominantur) maxime secundum praenotatas qualitates idoneum censuerint ad id munus obeundum; is vero, in quem plura suffragia conspiraverint, pro electo habeatur: quod si duobus forte vel pluribus paria obvenerint suffragia, Procancellario jus erit unum ex illis, qui aliis (si quando id contigerit) plura et inter se paria suffragia obtinuerint, pro suo arbitrio eligendi. Electus autem proximo opportuno tempore admittatur a Procancellario, praestito ante admissionem juramento se munus Professoris Mathematici a dignissimo viro Henrico Lucas in hâc Academiâ institutum juxta ordinationes et Statuta officium suum concernentia, pro suo posse fideliter executurum. Denique, quo praedictus Professor intra debitos honestatis atque modestiae limites contineatur, neque de ullâ criminum ultro admissorum impunitate praesumat, statuimus ac decernimus, ut si dictus Professor convictus fuerit vel propriâ confessione, vel per testes idoneos, vel per evidentiam facti de crimine aliquo graviore (puta de laesâ Majestate, haeresi, schismate, homicidio voluntario, furto notabili, adulterio, fornicatione, perjurio) vel si intolerabiliter negligens fuerit, neque poenis superius expressis poterit emendari, per Procancellarium et Collegiorum Praefectos (vel majorem eorum partem) a suâ amoveatur Professione, sine spe regrediendi, aut commodum aliquod ulterius percipiendi. Quod si senio, morbo diuturno, aut incurabili impotentiâ, seu debilitate corporis vel animi fractus, suae Professioni (modo et formâ praedictis) perficiendae non suffecerit, abrogetur ei Professio per Procancellarium et dictos Praefectos (vel majorem eorum partem) hoc tantum adhibito moderamine, ut illi (sic a Professionis munere non suâ culpâ dimisso) si tempore Professionis suae laudabiliter se gesserit, neque alias ipse de proprio ad valorem centum librarum annuatim provisum fuerit, tertia pars stipendii remaneat usque ad mortem suam;

reliquis partibus successor sit tantisper contentus, integrum post ejus mortem percepturus. In cujus rei testimonium nos praefati Robertus Raworth et Thomas Buck sigilla nostra praesentibus apposuimus. Dat. 19 die Decembris Anno Regni Domini nostri Caroli Secundi Dei gratiâ Angliae, Scotiae, Franciae, et Hiberniae, Regis, Fidei Defensoris &c. decimo quinto, Annoque Domini 1663.

2. *Grant of King Charles II.* (1664).

Carolus Secundus, Dei gratiâ Angliae, Scotiae, Franciae, et Hiberniae Rex, Fidei Defensor &c. Omnibus et singulis has literas visuris salutem. Cum per dilectos nostros Robertum Raworth, et Thomam Buck Armigeros Executores ultimae voluntatis consulti viri Henrici Lucas Armigeri nuper defuncti innotuerit nobis dictum Henricum Lucas in rei literariae beneficium Professoris Mathematici munus in Academia nostra Cantabrigiensi instituisse; nec non dictis iisdem Executoribus suis, adhibito Procancellarii et Praefectorum Collegiis dictae Academiae consilio, quae ad dicti muneris commodam constitutionem, ac executionem debitam sibi ex usu viderentur, ordinandi curam commendâsse: Et cum dicti executores pro ratione fidei sibi commissae, rogato prius et impetrato praedictorum Procancellarii, et Praefectorum consilio, ordinationes quasdam fecerint eo conducentes, quas a nobis suppliciter oraverint authoritate nostrâ regiâ stabilitas iri et ratificatas. Item cum dicti Executores de praedicto munere ulterius bene mereri studentes, juxta consilium praedictorum, Procancellarii et Praefectorum, per sanctionem quoque nostram Regiam dicti Professoris lectionibus publice habendis certos ex Academicis auditores assignari; ab Electoribus dicti Professoris et ab Electo Professore juramentum exigendi potestatem fieri; dicto Professori, si Collegii cujusvis socius fuerit, sodalitii sui una cum dicto Professoris loco retinendi privilegium indulgeri; et si ante susceptum hoc munus socius non fuerit, ut postea in socium eligi possit, facultatem concedi; eundemque demum Professorem a muneribus quibusdam publicis obeundis eximi ac prohiberi a nobis itidem supplices efflagitaverint; Nos dictae Academiae commodo juxta ac studiorum profectui consultum cupientes, dictorumque votis Executorum

benigne annuentes, imprimis ordinationes istas a praedictis Executoribus confectas Regiâ nostrâ potestate sancimus et confirmamus, iisque omnibus et singulis plenum obsequium deberi atque praestari volumus et mandamus. Item lectionum, quas secundum ordinationes praedictas Professor Mathematicus habere tenetur, auditores esse volumus non-graduatos omnes post annum secundum, et Artium Baccalaureos omnes usque ad annum tertium sub eâdem poenâ, cui per statuta Academica obnoxii sunt a reliquis publicis Lecturis absentes. Quinetiam Procancellario potestatem impertimus juramentum exigendi et administrandi tam illis, qui per dictas ordinationes eligendi jus obtinent, quam Professori electo et mox admittendo, juxta sensus in dictis ordinationibus expressos, atque praescriptos. Porro volumus et statuimus, ut dictus Professor eligi possit in socium cujusvis collegii non vetante professione suâ; et ne is sodalitio suo, si quod ante susceptum hoc munus obtinuit, aut postea obtinebit, vel ullis sodalitii sui emolumentis aut privilegiis eo tantum nomine, seu causâ privetur, quovis cujuscunque collegii statuto non obstante. Nolumus denique et prohibemus, ut praedictus Professor Decani, Thesaurarii, Seneschalli, aut Lectoris cujusvis in suo collegio munus capessat, aut ut inibi Tutorem se gerat (nisi Nobilium forte vel generosorum sociis commensalium) vel ut Procuratoris, Taxatoris, aut alterius cujuslibet lectoris publicum in Academia officium sustineat, sub poena amissionis ipso facto omnis juris, quod in hac sua professione praetendere valeat. Quapropter et dictum Professorem ab omnibus et singulis muneribus istis praedictis liberatum volumus et exemptum. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste meipso apud Westmonasterium decimo octavo die Januarii, Anno regni nostri decimo quinto.

Per breve de privato sigillo,

HASTINGS.

3. *Grant of King Charles II.* (1665).

Carolus Secundus, Dei Gratia Angliae, Scotiae, Franciae et Hiberniae Rex, Fidei Defensor, etc. Omnibus et singulis has literas visuris salutem. Cum munus Professoris Mathematici in Academia nostra Cantabrigiensi a consulto viro Henrico Lucas

non ita pridem institutum authoritate nostra regia et literis patentibus stabiliverimus, et ordinationes ad idem munus spectantes raticaverimus, et ad petitionem executorum cum consilio Procancellarii et Praefectorum privilegia insuper nonnulla eidem Professori Mathematico in perpetuum concesserimus; inter quae statuimus ut dictus Professor eligi possit in socium cujusvis Collegii non vetante Professione sua, et ne is sodalitio suo, si quod ante susceptum hoc munus obtinuit aut postea obtinebit, vel ullis sodalitii sui emolumentis aut privilegiis eo tantum nomine seu causa privetur quovis cujuscunque Collegii statuto non obstante. Quod privilegium ea intentione illi indulsimus ut eidem Professori liceret quodvis sodalitium capessere et retinere. Quod ut debitum sortiatur effectum nec restrictioni alicui in damnum aut praejudicium ejusdem Professoris pateat indulgentia nostra; insuper volumus et statuimus ut verba nostra praedicta in favorem dicti Professoris semper accipiantur, ut non eo tantum sed nec alio quovis nomine aut causa sodalitio suo aut ejus emolumento privetur nisi quod quemlibet ejusdem Collegii socium cujuscunque professionis et ordinis merito privare debeat. Et speciatim volumus et ordinamus ut ordines sacros non nisi ipse voluerit, suscipiat, nec ob defectum sacrorum ordinum sodalitio cedere ipse teneatur aut ab aliis quibusvis cogatur, sed ea immunitate quamdiu suo munere fungitur gaudeat et fruatur quo quilibet socius Medicinae aut Juri civili vel canonico dicatus frui solet quovis cujuscunque Collegii Statuto aut consuetudine vel interpretatione quacunque non obstante. In cujus rei testimonium has literas nostras fieri fecimus patentes. Teste me ipso apud Westmonasterium vicesimo die Aprilis, Anno Regni nostri vicesimo septimo.

Per breve de privato sigillo,

PIGOTT.

V. Knightbridge Professorship of Moral Theology.

Indenture made under authority of the Court of Chancery, 1847.

This Indenture, made the fourth day of June, one thousand eight hundred and forty-seven, between Frederick James Fuller, of Carlton-chambers, Regent-street, in the city of Westminster, Gentleman, of the first part; the Reverend William Whewell, Doctor of Divinity, Master of Trinity College in the University of Cambridge and Professor of Casuistry in the same University of the second part; and the Reverend Ralph Tatham, Doctor of Divinity, Master of St John's College in the University of Cambridge, the Reverend Alfred Ollivant, Doctor of Divinity, Regius Professor of Divinity in the same University, the Reverend John James Blunt, Bachelor of Divinity, Lady Margaret's Professor of Divinity in the same University, and Henry James Sumner Maine, Doctor of Laws, Regius Professor of Civil Law in the same University of the third part. Whereas the Reverend John Knightbridge, formerly of Spofforth, in the County of York, Doctor of Divinity, made his last Will in writing, dated the eleventh day of October, one thousand six hundred and seventy-seven, and thereby (amongst other things) gave and devised in the words following (that is to say) "I give unto the Master and Fellows of Peterhouse in Cambridge, as Feoffees in trust and upon the conditions afterwards expressed, all that my fee-farm rent issuing out of the Manor of Heslington near York, as also an House in the Minories, whereof one Cook is now my tenant, as also seven pounds per annum out of the Lands I have lying in Chesterford, known by the name of Little Winters. All these I give unto the said Master and Fellows, upon condition that they pay unto a Professor of Moral Theology or Casuistical Divinity

the sum of fifty pounds yearly, provided always that the Professor aforesaid be chosen by the Vice-Chancellor of Cambridge for the time being, the Regius and Margaret Professors, and the Master of Peterhouse for the time being, and if it should happen that there should be discord in the election (that is to say) two for one and two for another, then the Master of Peterhouse shall have the casting voice; and my Will is that the Professor so to be chosen shall be of the age of fifty years, and Doctor or at least Bachelor in Divinity, and my Will is that the Professor so chosen shall read five Latin Lectures in the Public Schools of Cambridge in every term, and shall at the end of every term exhibit a copy of the said five Lectures fairly written to the Vice-Chancellor for the time being, to be either printed or kept in the Public Library of the University as shall be thought meet. And my Will is that if the Professor so chosen shall neglect to read any of the said five Lectures every term, without some reasonable cause to be approved of in writing under the hands of the major part of the said Electors, then it shall be lawful for the Master and Fellows of Peterhouse to withdraw the said maintenance to their own use till the said Professor do read the said Lectures as is above directed." And whereas the said fee-farm rent issuing out of the Manor of Heslington aforesaid was an annual rent of twenty-six pounds sixteen shillings and three-pence, and the said House in the Minories was then let at the yearly rent of sixteen pounds, which two sums together with the said rent-charge of seven pounds made up the total sum of forty-nine pounds sixteen shillings and three-pence per annum, being less by three shillings and nine-pence than the annual sum of fifty pounds so directed to be paid to the Professor as aforesaid: And whereas the said Testator afterwards made three several Codicils to his said Will, all bearing date the second day of December, one thousand six hundred and seventy-seven, by the first of which he gave to his brother Anthony his said Land called Little Winters, provided that he paid seven pounds per annum thereout for ever to the Professor aforesaid; and by the second of such Codicils the said Testator declared his Will that if he should sell the said fee-farm rent, then he bequeathed to the Master and Fellows of Peterhouse, to enable them the better to pay the said Casuistical Professor, the sum of four hundred and fifty pounds, but if he did not sell it, then his

Will was that they should enjoy the said fee-farm rent; and by the third of such Codicils the said Testator gave to the Master and Fellows of Peterhouse, as Feoffees in trust for the Professor, all that House and Land which he lately bought of one Osborne, which he then let for eight pounds ten shillings a year, to be for ever employed for that purpose. And whereas the said John Knightbridge departed this life some time in the month of December, one thousand six hundred and seventy-seven, leaving the said Anthony Knightbridge his brother and heir at law him surviving, to whom letters of administration of the Estate and effects of the said John Knightbridge, with his said Will and Codicils annexed, were shortly afterwards granted by the Prerogative Court of the Archbishop of Canterbury: And whereas neither the said Will nor any of the said three Codicils was attested by any witness, and the same were therefore ineffectual to pass Freehold Estate, but the said Anthony Knightbridge being desirous of carrying into effect the charitable intentions of his said brother, agreed to confirm the said several devises so made as aforesaid, with the exception of substituting for the said rent charge of seven pounds per annum certain Lands at Chelmsford, in the County of Essex, called Chappell Lands and Skiggett's Croft of equal yearly value, and of conveying as well such Lands, as also the other property devised by the said Testator to the Trustees hereinafter in that behalf mentioned instead of to the Master and Fellows of Peterhouse: And whereas accordingly by Indenture of bargain and sale duly enrolled in the Court of Chancery, bearing date the twentieth day of July, one thousand six hundred and eighty, and made between the said Anthony Knightbridge of the one part and Sir Thomas Exton then Master of Trinity Hall in the University of Cambridge, Knight, Joseph Beaumont then Master of Peterhouse aforesaid, Henry James then Master of Queens' College in the same University, and William Atwood and Godfrey Thacker therein respectively described of the other part, reciting the said Will of the said John Knightbridge (therein described as an intended will), it was witnessed that the said Anthony Knightbridge, having a desire to promote the good purposes and ends of the said intended will and to perfect the devise therein before recited, as also for the considerations therein mentioned, did

grant, bargain, sell, alien, enfeoff and confirm unto the said Sir Thomas Exton, Joseph Beaumont, Henry James, William Atwood and Godfrey Thacker their heirs and assigns the said fee-farm rent of twenty-six pounds sixteen shillings and three-pence issuing out of the aforesaid Manor of Heslington, and also the said Messuage in the Minories then called or known by the name or sign of the Ship, and in the tenure or occupation of Cooke, scrivener, and also the said Lands called Chappell Lands, containing by estimation ten acres, and the parcel of Land called Skiggett's Croft containing by estimation ten acres, and also a Messuage with the Grounds thereunto belonging situate in Writtle and Margaretting in the said County of Essex, as the same were in the occupation of Thomas Turner or his assigns, and were purchased by the said John Knightbridge of one Thomas Osborne (being the hereditaments mentioned in the said third Codicil): To hold the same unto the said Sir Thomas Exton, Joseph Beaumont, Henry James, William Atwood and Godfrey Thacker their heirs and assigns for ever: Nevertheless in trust and to the uses, intents and purposes and under the limitations and conditions in the said intended Will expressed and declared. And whereas the said Trustees being unable to find a fit person to undertake the Professorship of Casuistry according to the terms of the Will of the said John Knightbridge, and it being considered desirable to relax and modify such terms, a suit was in or about the year one thousand six hundred and eighty-two instituted in the Court of Chancery by the then Attorney-General on behalf of the University of Cambridge, and by the then Vice-Chancellor and Regius and Margaret Professors of Divinity of the same University, against the Master and Fellows of Peterhouse aforesaid, and the said Anthony Knightbridge and the said five Trustees so by him nominated as aforesaid for the regulation of the said Professorship, and for putting the Lands of the Charity under the direction of the said Court, and by the decree made in the said suit by the then Lord Chancellor, on the eighteenth day of July, one thousand six hundred and eighty-two, it was ordered that the trust of the said Will should be performed, but with this exception, that the aforesaid Lands called Chappell Lands and Skiggett's Croft and the Estate therein should be settled and established with the said Defendants the Trustees,

according to the said deed of the twentieth day of July, one thousand six hundred and eighty, and that the rents thereof should be duly applied in discharge of the said trusts, and that the Lands called Little Vintners, lying in Chelmsford in the County of Essex (being the same as those hereinbefore called Little Winters), should be held and enjoyed by the said Anthony and his heirs according to the said deed, which was thereby decreed to be confirmed, discharged of the said seven pounds per annum, devised thereout towards discharge of the trusts by the said intended devise. And to the end that the said settlement might have its effect as near as might be according to the intent of the said Doctor's Will, which it could not well have by the strictness of the penning the Will, without capacitating a Lecturer of fewer years and abridging the number of Lectures termly: His Lordship did further order and direct, by and with the consent of the said Anthony Knightbridge as heir and next of kin, and being the founder of the said gift having made the settlement as aforesaid to effect the same: That the Professor to be chosen by the Electors should be Doctor or at least Bachelor of Divinity and capable, if he should be of the age of forty years or upwards, and that the said Lectures should be reduced to four in each term instead of five, and that such Lectures should be delivered in writing to the Vice-Chancellor for the time being once only in every year (that is to say) on the twentieth day of July, and if the said Lectures were neglected to be read and exhibited according to the decree now in recital, without reasonable cause in writing under the hands of the major part of the Electors, that then the Master and Fellows of the said College, to whom the rents of the premises were to be paid to maintain the said Lectures, were to withdraw the said maintenance to their own use, according to the directions of the Testator by the said intended Will, and what the said Defendants, the Master and Fellows of the said College, should act or do in pursuance of the decree now in recital was to be without prejudice to their right by the said Will otherwise than as to the age of the Lecturer, number of the Lectures and delivery as aforesaid entirely and to be thereby saved harmless and indemnified, and that the costs and charges both of the settlement and of the suit should be deducted out of the rents and arrears of the aforesaid lands

since the said settlement, and also all costs charges and taxes and abatements of rent thereafter happening and repairs were to be deducted out of the said Lands and rents, or out of the stipend and allowance of the said Lecturer, and the Master and Fellows of Peterhouse aforesaid were to receive the said rents issues and profits and their estate in the premises according to the deed of settlement confirmed, and that the said Anthony Knightbridge, and other the parties to the said deed, should make and execute such further assurance of the said Lands and rents as Sir Edward Lowe, Knight, should direct, in case the parties should differ, with covenants against themselves only and their only and respective acts and deeds: And whereas shortly after the making of the said decree the Reverend Thomas Smoult, Doctor in Divinity, was duly elected Professor of Casuistry in the said University of Cambridge and retained such office until his death in the year one thousand seven hundred and seven, since which time divers persons have been from time to time appointed to the said Professorship, the last of whom (with the exception of the present Professor) was the Reverend Francis Barnes, Doctor in Divinity and Master of Peterhouse, who was appointed to that office in the year one thousand eight hundred and thirteen, and retained the same until his death hereinafter mentioned: And whereas the said Sir Thomas Exton, Joseph Beaumont, Henry James, William Atwood, and Godfrey Thacker have all long since died, and the said Henry James was the last survivor of them, and he in the year one thousand seven hundred and thirteen, as such survivor as aforesaid, conveyed the said trust premises to eight new Trustees, of whom Richard Bently and Charles Ashton, both Doctors in Divinity, were in the year one thousand seven hundred and forty-one the sole survivors: And whereas by Indentures of Lease and Re-lease bearing date respectively the third and fourth days of June, one thousand seven hundred and forty-one, the Re-lease being made between the said Richard Bently and Charles Ashton of the first part, the Master and Fellows of Peterhouse of the second part, and Thomas Burrowes, Esquire, of the third part, and by other Indentures of Lease and Re-lease bearing date respectively the fifth and sixth days of June, one thousand seven hundred and forty-one, the Re-lease being made between the said Thomas Burrowes of the

first part, the Master and Fellows of Peterhouse of the second part, and the said Richard Bently and Charles Ashton, Matthias Mawson, then Bishop of Chichester, and six other persons of the third part, the said trust premises were conveyed to the said several persons parties of the third part to the said last mentioned Indenture of Re-lease and their heirs upon the trusts of the said intended Will, the said Indenture of bargain and sale and the said decree: And whereas the said Matthias Mawson survived all his said co-Trustees, and died in the year one thousand seven hundred and seventy intestate, and it is not known who is his heir: And whereas in the year one thousand eight hundred and thirty-seven the said House in the Minories was purchased by the London and Blackwall Railway Company (then the Commercial Railway Company) for a sum of six hundred pounds, which, by successive orders of the Court of Exchequer, and by virtue of an Act passed for abolishing the equitable jurisdiction of that Court, was invested in a sum of six hundred and sixty-five pounds fourteen shillings and ten-pence reduced three per cent. annuities, lately standing in the name of the Accountant-general of the Court of Chancery to the account of the Professor of Casuistry in the University of Cambridge: And whereas in the month of April, one thousand eight hundred and thirty-eight, and while the said Francis Barnes was Master of Peterhouse and Professor of Casuistry, the Master and Fellows of Peterhouse instituted a suit in Chancery against the then Attorney-general for the purpose of having it declared that the Professor of Casuistry for the time being was entitled only to the annual sum of fifty pounds, and that all the income arising from the said charitable donations beyond that sum belonged absolutely to the Master and Fellows of Peterhouse: And whereas the said Francis Barnes died on the second day of May, one thousand eight hundred and thirty-eight, and on the twenty-seventh day of June following the said William Whewell was appointed Professor of Casuistry in his place, and thereupon a supplemental bill was filed against him by the Master and Fellows of Peterhouse, and the said original and supplemental suits coming on to be heard before the Vice-Chancellor of England on the sixteenth day of July, one thousand eight hundred and thirty-nine, his Honour declared that according to the true construction of the said Will

and Codicils, and of the said bargain and sale, and of the said decree of the eighteenth day of July, one thousand six hundred and eighty-two, the Casuistical Professor in the University of Cambridge performing the duties there[illegible]d on him was entitled to the whole rents and profits of the said trust premises, and the plaintiffs' said bills were dismissed: And whereas in the year one thousand eight hundred and forty-three, the said William Whewell entered into an agreement with John Attwood of Hylands, in the County of Essex, Esquire (subject to the approbation of the Court of Chancery) for the sale to him of the said hereditaments at Chelmsford, Writtle and Margaretting for such a sum of money as at the time of the completion of the purchase would be equivalent to one thousand six hundred and sixty-six pounds thirteen shillings and four-pence consolidated three per cent. annuities, exclusive of the timber, pollards, spires and underwood thereon, which were to be taken separately by the said John Attwood at a valuation, and upon the terms that the said John Attwood should pay all costs, charges and expences of and incidental to the making of the said agreement and carrying the same into complete execution: And whereas the said timber, pollards, spires and underwood were valued by a person appointed by the said John Attwood and William Whewell jointly at the sum of one hundred and fifteen pounds seventeen shillings and sixpence: And whereas, for the purpose of having the said agreement confirmed by the Court of Chancery, and of having new Trustees of the said freehold hereditaments appointed by the said Court, the said William Whewell and the Reverend William Hodgson Master of Peterhouse aforesaid did in the month of March one thousand eight hundred and forty-six, with the sanction of her Majesty's Attorney-general, present their petition to the Lord High-Chancellor of Great Britain intituled as well in the said suit of "The Attorney-general against Peterhouse," as also in the matter of the Act of Parliament passed in the fifty-second year of the reign of King George the Third, intituled "An Act to provide a summary remedy in cases of abuses of trust created for charitable purposes," and in the matter of the Act passed in the first year of the reign of King William the Fourth, intituled "An Act for amending the laws respecting conveyances and transfers of estates vested in Trustees

and Mortgagees, and for enabling Courts of Equity to give effect to their decrees and orders in certain cases," and such petition having been heard before the Vice-Chancellor of England, his honour did, on the sixteenth day of March, one thousand eight hundred and forty-six, order that it should be referred to the Master of the said Court in rotation to inquire and state to the Court whether it would be fit and proper, and for the benefit of the said Charity, that the lands and hereditaments which were the subject of the said conditional agreement entered into between the said John Attwood and William Whewell should be sold to the said John Attwood at the price and on the terms hereinbefore mentioned: And it was referred to the said Master to approve of proper persons to be Trustees of the said Charity in the place of the last appointed Trustees, who were all dead, and to settle a scheme for the renewal of Trustees from time to time: And it was referred to the said Master to inquire and state to the Court whether Matthias Mawson, Bishop of Chichester, was a Trustee of the Estate comprised in the said Indentures of Lease and Re-lease, dated respectively the fifth and sixth days of June, One thousand seven hundred and forty-one, under the Will of the said John Knightbridge, and whether he died intestate as to the said Trust Estate, and if so, who was his heir at law: And if the said Master should find that the said Matthias Mawson died intestate as to the said Trust Estate, and that it was not known who was his heir, then it was ordered that the said Master should approve of a proper person to convey the Trust Estate in the place of the said Matthias Mawson: And whereas the Master to whom the said matter was referred made his report thereon, dated the second day of February, one thousand eight hundred and forty-seven, and thereby, after finding to the effect hereinbefore recited, and finding that the said Thomas Smoult, the first Professor of Casuistry, by his last Will, dated the twenty-ninth day of September, one thousand seven hundred and three, bequeathed a sum of three hundred pounds, to purchase land or any rents of that value, to be annexed to the settlement so made by the said Anthony Knightbridge as aforesaid, for the use or maintenance of a Casuist Reader, or Professor in Practical Theology, the land or purchase to be settled upon the same or other trusts, at the discretion of

his, the said Testator's Executors, and after finding that on the sixteenth day of October, one thousand seven hundred and seven, such Will with a codicil thereto was duly proved in the Prerogative Court of the Archbishop of Canterbury, by Edward Chester therein named, who shortly afterwards laid out the said legacy of three hundred pounds in the purchase of several pieces of land of copyhold tenure, some of which were situate in the parish of Ashwell in the county of Hertford, and were held of the Manor of Ashwell, and contained twelve acres, three roods and thirty-three perches, or thereabouts, and the rest of which were situate in the parish of Therfield in the same County, and were to the extent of twelve acres and one perch or thereabouts, held of the Manor of Therfield, and two acres or thereabouts held of the Rectory Manor of Therfield, and after finding that the said several copyhold hereditaments were never surrendered to the use of the Trustees acting under the said Will of the said John Knightbridge, but the Professor of Casuistry for the time being had either been admitted to the same, or had received the rents and profits thereof, the said Master found that the property of the said Professorship consisted (besides the said six hundred and sixty-five pounds, fourteen shillings and ten pence, reduced three per cent. annuities, so standing in the Accountant-general's name as aforesaid) of the said rent of twenty-six pounds, sixteen shillings and three-pence per annum, issuing out of the said Manor of Heslington, the said copyhold premises at Ashwell and Therfield, two fields at Chelmsford, one called Saw-wood field, containing thirteen acres or thereabouts, and the other called the Ten-acre field, and containing eleven acres or thereabouts (being the lands hereinbefore called respectively Chappell Lands and Skiggett's Croft), two fields at Writtle aforesaid, one called the Cottage-field, and containing two acres or thereabouts, and having a cottage and barn thereon, and the other called the Four-acre-field, containing four acres or thereabouts, and one close of woodland or coppice at Margaretting, called the Vine-yard, containing five acres or thereabouts: And after finding that there was not, and had not for some time past been any known Trustee of such property, but that the said William Whewell had been admitted tenant of the said copyhold premises at Therfield, the said Master found that the hereditaments so conditionally agreed

to be sold to the said John Attwood as aforesaid, produced at the time of such agreement twenty-four pounds per annum, and no more, and were worth to purchase eight hundred and fifty pounds only, and that it would be fit and proper, and for the benefit of the said Charity, that the said hereditaments should be sold to the said John Attwood at the price, and on the terms aforesaid: And the said Master approved of the then and now Master of St. John's College, Regius Professor of Divinity, Lady Margaret's Professor of Divinity, and Regius Professor of Civil Law, and the then and now Master of Trinity College, when not filling the office of Professor of Casuistry, all being of the said University of Cambridge, as proper persons to be Trustees of the Charity in the place of the last appointed Trustees, who were all dead: And he certified that he had settled the following scheme for the renewal of Trustees from time to time (that is to say) that when any or either of such Trustees so approved of by him as aforesaid, or of any future Trustees for the time being should die, or resign, or cease to hold his official situation thereinbefore respectively mentioned, the person succeeding to such official situation, and not filling the office of Professor of Casuistry, should be appointed in his place, in case he should be willing to accept the trust, and if not, then that it should be lawful for the surviving or other Trustees or Trustee to appoint a proper person or persons to fill up such vacancy or vacancies so occasioned, and to convey the Trust Premises vested in the person or persons making such appointment, in such manner, that the same might be vested in such new Trustee or Trustees jointly with the surviving or other Trustees or Trustee if any, and if there should be none, then in such new Trustees alone: And he found that the said Matthias Mawson, Bishop of Chichester, was a Trustee of the Estate comprised in the said Indentures of Lease and Release, dated respectively the fifth and sixth days of June, one thousand seven hundred and forty-one, under the said Will of the said John Knightbridge, and that he died intestate as to the said Trust Estate, and that it was not known who was his heir-at-law, and he approved of the said Frederick James Fuller as a proper person to convey the said Trust Estate in the place of the said Matthias Mawson: And whereas by an order made by His Honour the Vice-Chancellor

of England, on the nineteenth day of February, one thousand eight hundred and forty-seven, on the petition of the said William Whewell and William Hodgson, the said report was confirmed, and it was ordered that the then and now Master of St. John's College, Regius Professor of Divinity, Lady Margaret's Professor of Divinity, and Regius Professor of Civil Law, and the then and now Master of Trinity College, when not filling the office of Professor of Casuistry, all being of the said University of Cambridge, should be appointed Trustees of the said Charity, in the place and stead of the last appointed Trustees, and they were to declare the trust thereof accordingly: And it was ordered that the said Frederick James Fuller should in the place and stead of the heir of the said Matthias Mawson, Bishop of Chichester, convey the said fee-farm rent of twenty-six pounds sixteen shillings and three-pence, and the freehold lands belonging to the said Charity to such new Trustees so appointed as aforesaid: And it was ordered that when any or either of such Trustees so appointed as aforesaid, or any future Trustee or Trustees for the time being should die or resign, or cease to hold his official situation hereinbefore respectively mentioned, the person succeeding to such official situation, and not filling the office of Professor of Casuistry, should be appointed in his place, in case he should be willing to accept the trust, and if not, then it was declared that it should be lawful for the surviving or other Trustees or Trustee to appoint a proper person or persons to fill up such vacancy or vacancies so occasioned, and to convey the Trust Premises vested in the person or persons making such appointment in such manner that the same might be vested in such new Trustee or Trustees jointly with the surviving or other Trustees or Trustee, if any, and if there should be none, then in such new Trustees alone: And it was ordered that the said agreement between the said William Whewell and John Attwood should be performed and carried into execution by and under the authority of the said Court, and that the said new Trustees should convey the hereditaments comprised in such agreement to the said John Attwood, or as he should direct: And it was ordered that the said John Attwood should on or before the twentieth day of April then next transfer the sum of one thousand six hundred and sixty-six pounds thirteen shillings

and four-pence Bank three per cent. annuities into the name, and with the privity of the Accountant-general of the said Court, in trust in the said cause, the Attorney-General *v.* the Master and Fellows of Peterhouse, and the said Accountant-general was to declare the trust thereof accordingly, subject to the further order of the said Court: And it was ordered that the said John Attwood should on or before the said twentieth day of April then next pay into the Bank with the privity of the said Accountant-general to the credit of the same cause the sum of one hundred and fifteen pounds seventeen shillings and six-pence, being the amount of the valuation of the timber, pollards, spires and underwood in the said agreement mentioned: And it was ordered that such sum, when so paid in, should be laid out in the purchase of Bank three per cent. annuities in the name and with the privity of the said Accountant-general in trust in the said cause: And the said Accountant-general was to declare the trust thereof accordingly, subject to the further order of the said Court: And it was ordered that the six hundred and sixty-five pounds fourteen shillings and ten-pence reduced annuities, standing in the name of the said Accountant-general, in trust, in the matter intituled "The account of the Professor of Casuistry in the University of Cambridge," and any interest that might accrue on the said reduced annuities previous to the carrying over thereby directed, should be carried over in the name, and with the privity of the said Accountant-general, in trust in and to the credit of the said cause: And the said Accountant-general was to declare the trust of the said reduced annuities accordingly, subject to the further order of the said Court: And it was ordered that the interest to accrue due on the said one thousand six hundred and sixty-six pounds thirteen shillings and four-pence Bank three pounds per cent. annuities when so transferred, and on the Bank three pounds per cent. annuities when so purchased as aforesaid, and on the said six hundred and sixty-five pounds fourteen shillings and ten-pence Bank reduced annuities, when so carried over as aforesaid, should be from time to time, as the same should become due, paid to the said William Whewell, or unto the Professor of Casuistry for the time being, until the further order of the said Court, the appointment of every such successor to be verified by affidavit, and the usual

powers were given to the said Accountant-general, and directions were given for the payment of the costs of the Attorney-general: And whereas, in obedience to the said order, the said six hundred and sixty-five pounds fourteen shillings and ten-pence reduced three per cent. annuities have been carried over to the credit of the said cause of the Attorney-general against the Master and Fellows of Peterhouse, and the sum of one thousand six hundred and sixty-six pounds thirteen shillings and four-pence consolidated three per cent. annuities has been transferred into the name of the said Accountant-general in trust in the said cause by the said John Attwood, who has also paid into the Bank to the credit of the said cause the sum of one hundred and fifteen pounds seventeen shillings and six-pence sterling, which has been laid out in the purchase of one hundred and thirty-three pounds three shillings and nine-pence consolidated three per cent. annuities, in the name of the said Accountant-general in trust in the said cause, making with the said one thousand six hundred and sixty-six pounds thirteen shillings and four-pence like annuities the total sum of one thousand seven hundred and ninety-nine pounds seventeen shillings and one penny like annuities: And whereas the said William Whewell is still Professor of Casuistry and Master of Trinity College aforesaid: Now this Indenture witnesseth, that in pursuance of and in obedience to the said recited order of the nineteenth day of February, one thousand eight hundred and forty-seven, and in consideration of all and singular the premises, he the said Frederick James Fuller, acting in the place of the heir of the said Matthias Mawson deceased and by virtue of the power to him the said Frederick James Fuller given by the said last-mentioned order, and so far only as he lawfully can or may, doth (with the approbation of the said William Whewell, testified by his executing these presents) hereby grant and release unto the said Ralph Tatham, Alfred Ollivant, John James Blunt and Henry James Sumner Maine, and their heirs: All that fee-farm rent of twenty-six pounds sixteen shillings and three-pence per annum so issuing out of the said Manor of Heslington as aforesaid; And also all those two fields situate at Chelmsford, in the County of Essex, whereof one is called Saw-wood field, and contains thirteen acres or thereabouts, and the other is called the

Ten-acre-field, and contains eleven acres or thereabouts, which two fields were formerly called, or occupy the site of lands formerly called, respectively, Chappell Lands and Skiggett's Croft; And also all those two fields situate at Writtle, in the same County of Essex, one whereof is called the Cottage-field, and contains two acres or thereabouts, and the other is called the Four-acre-field, and contains four acres or thereabouts; and also the cottage and barn standing on part of the said field called the Cottage-field; and also all that close of woodland or coppice situate at Margaretting in the same County, called the Vine-yard, containing five acres or thereabouts, all which said fields and hereditaments at Chelmsford, Writtle and Margaretting, are now in the occupation of the said John Attwood, his under tenants or assigns; and all rights, members, and appurtenances to the said rent-charge, fields, lands and hereditaments respectively belonging, and the reversions, remainders, rents, issues, and profits thereof; to have and to hold the said rent-charge, fields, hereditaments, and all other the premises hereinbefore granted, or intended so to be, unto the said Ralph Tatham, Alfred Ollivant, John James Blunt and Henry James Sumner Maine, and their heirs for ever, nevertheless to the uses following (that is to say) to the use of the said Ralph Tatham, Alfred Ollivant, John James Blunt and Henry James Sumner Maine, their heirs and assigns, until the said William Whewell shall resign or vacate the office of Professor of Casuistry in the University of Cambridge, while continuing Master of Trinity College in that University, and from and after the resignation or vacating by the said William Whewell of the said Professorship, while continuing Master of Trinity College aforesaid (in case such event shall happen) to the use of the said Ralph Tatham, Alfred Ollivant, John James Blunt, Henry James Sumner Maine and William Whewell, their heirs and assigns for ever: And it is hereby agreed and declared that the said Ralph Tatham, Alfred Ollivant, John James Blunt and Henry James Sumner Maine, their heirs and assigns, until such resignation or vacating of office by the said William Whewell as aforesaid, and after that event (in case it should happen) the said Ralph Tatham, Alfred Ollivant, John James Blunt, Henry James Sumner Maine and William Whewell, their heirs and assigns, shall and will stand seized of

the hereditaments hereinbefore granted, or intended so to be, upon the trusts to which under the circumstances hereinbefore recited the said hereditaments are respectively subject; In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

(Signed) Frederick James Fuller.
William Whewell.
Ralph Tatham.
Alfred Ollivant.
John James Blunt.
Henry James Sumner Maine.

VI. Plumian Professorship.

1. *Statement concerning Dr. Plume's Will and the Orders of the Court of Chancery thereon.*

Thomas Plume, D.D. and Archdeacon of Rochester, by his Will, bearing date the second day of September 1704, orders his Executor James Plume, among a variety of bequests, to pay to Dr. Covell, Master of Christ's College; Dr. Bentley, Master of Trinity College; Dr. Francis Thompson, Master of Caius College; and William Whiston, the Lucasian Professor, the sum of one thousand pounds he had in the Bank, and seven hundred pounds, and £202. 12*s.* 2*d.* Orphans' Stock in the Chamber of London, to erect an Observatory, and to maintain a Professor of Astronomy and Experimental Philosophy, and to buy or build a House with or near the same; and willed that the principal money should not be removed from the Bank till a good purchase had been made with it. In consequence of an application to the Court of Chancery to compel the Executor to carry into effect the intention of the Testator: it was decreed, that the £1000. the £700. and the £202. 12*s.* 2*d.* directed to be laid out in a purchase, (it being now alleged that a convenient and proper estate hath been found, and some proceedings made in order to a purchase thereof,) that the said Master do look into the Purchase, and see that a Settlement thereof be made to Trustees to be approved by him; and that such deed of Settlement do contain proper Clauses declaring it to be a Trust; and what the particular trusts are according to the Testator's Will: and that in the same Deed notice be taken that the College duly admit their building to be purchased as an Observatory. But if the said College shall hereafter refuse to permit the said Building to be used as such, then what of the said Money shall be laid out in an Observatory, is reserved for the consideration of this Court, and the same Master is to see what of the said Money will be remaining after the said purchase paid, and what shall be so remaining is to be laid out in making the said Building fit for an Observatory: and also in an house directed by the said Will

for the Astronomical Professor. And if such remainder fall short of furnishing the said Observatory and House, then such deficiency is to be made good out of the Rents and Profits of the intended purchased Estate when such purchase shall be made: And whereas Statutes and Ordinances have been proposed for the better managing the said Charity, it is ordered, that the said Master do look into the same; and when he shall have approved thereof, then such Statutes and Ordinances so approved are to be annexed by way of Schedule to the said Deed declaring the said Trusts.

2. *Covenant of the Master and Seniors of Trinity College.*

Wee the Master and Seniors of Trinity College in Cambridge doe covenant and agree with the Trustees or Electors for the Professorship of Astronomy and Experimental Philosophy lately founded by Dr. Plume; that Roger Cotes, fellow of this College, now nominated to the said Professorship, and all his successors after him, of what College or place soever they shall be, shall have the roomes and leads of the King's Gate of this College, for a Dwelling and Observatory soe long as the Trustees and Electors of the said Professorship shall think fit; the Possessor, paying from time to time ten poundes per annum to the Fellow, whose chamber it shall be in the College course. Provided always, while they shall use the King's Gate for the Observatory, that the Scholar appointed to be the Professor's Assistant and to lodg in the same dwelling with him, be one of this College, to be chosen by the Professor with the consent of the Master. In testimony whereof wee have affixed hereunto the College Seale the nynth day of February, anno Domini 1705.

3. *Letters Patent of Queen Anne.*

Anna Dei Gratiâ Magnae Britanniae, Franciae, et Hiberniae Regina Fidei Defensor, &c. Omnibus ad quos praesentes Literae nostrae pervenerint Salutem, cum fideles et dilecti nobis Johannes Covel Sacrae Theologiae Doctor et Magister Collegii Christi in Universitate nostrâ Cantabrigiae, Ricardus Bentley Sacrae Theologiae Doctor et Magister Collegii Sanctae Trinitatis ibidem, Gulielmus Whiston Artium Magister et Matheseos Professor Lucasianus ibidem, per Petitionem suam nobis humillime representa-

verint. Quod Thomas Plume Sacrae Theologiae Doctor et Archidiaconus Roffensis nuper defunctus per Testamentum et ultimam voluntatem suam legaverit circiter mille et quingentas Libras expendendas, pro emptione terrarum in perpetuam manutentionem Professoris Astronomiae et Philosophiae Experimentalis in Universitate nostrâ praedictâ, ac praefatum Johannem Covel, Ricardum Bentley, et Gulielmum Whiston, et quendam Franciscum Thompson Sacrae Theologiae Doctorem Fiduciarios suos pro emptione et dispositione talium terrarum ac ad componendam quandam formam Statutorum pro Electione Qualificatione et Officio talis Professoris imperpetuum fore constituit; Quodque ipsi secundum tenorem et formam ultimae voluntatis praedictae quasdam terras apud Balsham in comitatu nostro Cantabrigiae emissent; ac easdem officio Professoris praedicti annexissent, ac etiam quandam formam Statutorum, ut praefertur, composuissent. Quae quidem Statuta sequuntur in haec verba, viz. Omnibus Christi Fidelibus ad quos hoc praesens scriptum pervenerit, Johannes Covel Sacrae Theologiae Doctor et Magister Collegii Christi Cantabrigiae, Franciscus Thompson Sacrae Theologiae Doctor, Ricardus Bentley Sacrae Theologiae Doctor et Magister Collegii Sanctae Trinitatis, et Gulielmus Whiston Artium Magister et Matheseos Professor Lucasianus fidei commissarii pro parte ultimi Testamenti Reverendi viri Tho. Plume Sacrae Theologiae Doctoris et Archidiaconi Roffensis nuper defuncti, salutem in Domino sempiternam. Noveritis quod cum dictus Reverendus vir Thomas Plume ex propenso suo in Academiam Cantabrigiensem, et rem literariam affectu, pecuniam ad Libras circiter mille et octingentas supremo suo Testamento legaverit, unde tantum terrae sive fundi emeretur quantum, per annuos reditus ad perpetuum Stipendium Professoris Astronomiae et Philosophiae Experimentalis sufficeret, et praeterea unde Observatorium, Domus et Instrumenta, ad munus illud exequendum necessaria comparari possint: atque insuper eodem Testamento mandaverit, ut nos dicti Fidei commissarii adhibito celeberrimorum virorum Johannis Ellis Equitis, Isaaci Newton Equitis, Johannis Flamstead Astronomi Regii consilio ordinationes et Statuta faceremus, quibus dictus Professor perpetuis futuris temporibus eligi, et electus obstringi et obtemperare debeat. Nos igitur dicti Fidei commissarii, adhibito prius dictorum virorum consilio, ordinationes infra scriptas approbamus,

omniaque per dicti Thomae Plume Testamentum nobis concessâ authoritate rata esse volumus et declaramus.

Statuimus imprimis et ordinamus, ut quicquid annui Reditus, ex terris sive fundis apud Balsham in Agro Cantabrigiensi ad usum praedictum emptis et acquisitis quâcunque justâ ratione accreverit illud integrum cedat in Emolumentum et Praemium Professoris Astronomiae et Philosophiae Experimentalis, sub conditionibus mox exprimendis electi et constituti, exceptis duntaxat iis pecuniis, quas ad sustentandum Scholarem, ad Instrumenta comparanda, et ad Domum, Observatoriumque, erogari volumus, nempe ad alendum unum Scholarem Astronomiae peritum qui per dictum Professorem eligatur ut in Observationibus Experimentisque faciendis opituletur ei et subveniat, eâque causâ in Professoris Domo cubiculum gratis habeat quinque Libras quotannis a dicto Professore solvendas esse decernimus, et quinque pariter Libras singulis annis in Instrumenta ab eo impendi, Observatorium vero et domum conduci, et quotiescunque opus fuerit reparari volumus sumptibus Professoris, arbitrioque Electorum qui tunc fuerint. Porro omnia Instrumenta, quae ad usus praedictos vel empta vel donata fuerint, in indiculo sive inventorio describi et recenseri cujus unum Exemplar penes Procancellarium erit: Et si quae eorum negligentiâ Professoris vel amitti vel corrumpi contigerit, ea singula ejus sumptibus vel comparari denuo vel resarciri et refici volumus. Quod ad officium et munus dicti Professoris attinet, declaramus et Statuimus, ut singulis annis binas praelectiones vel orationes de Astronomiâ vel Philosophiâ experimentali Latine habeat in scholis publicis, loco et tempore per Procancellarium praescribendo, diem autem et horam per Bedellos singulis Collegiis subinde significari Procancellarius pro suâ authoritate curabit. Statuimus insuper ut dictus Professor praeter alia ipsius arbitrio judicioque permittenda, iis potissimum observationibus diligenter incumbat, quae ad Astronomiam promovendam perficiendamque, pro variis hujus Scientiae Incrementis, et Saeculorum progressu desiderari videbuntur, qualia hodie habentur haec sequentia, ut cometae omnes, quotiescunque in his oris conspicui fuerint accurate observentur, eorum longitudines et latitudines computentur, orbesque ex calculo determinentur, novae etiam Stellae, si quae forte apparuerint sedulo notentur, Mercurii item et Veneris transitus supra Solem, Solis, Lunae, Jovisque, et

ejus Satellitum, Eclipses Lunae, loca apparentia et Diametri in ejus Quadraturis et nonnunquam in octantibus et oppositionibus, Saturni, Jovis, Martisque loca in eorum oppositionibus et nonnunquam in Quadraturis, Veneris et Mercurii maxime a Sole elongationes, Jovis et Saturni conjunctiones, Solis et Stellae alicujus fixae rectarum Ascensionum differentia, cum Sol in suo Apogeo vel Perigeo vel mediis distantiis fuerit, Veneris etiam et Solis rectarum Ascensionum differentia, cum Venus in suo Perigeo vel prope id fuerit. Inque hisce Observationibus faciendis res ipsa postulare videtur, ut Professor Sextantem quadrupedalis saltem Radii, et Telescopium duodecim minimum pedum vel quatuordecim cum Micrometro adhibeat, atque alia porro Instrumenta quae usus rerum Magister, et astronomorum Solertia posthac invenerit. Quin et Horologium suum castiget et constituat, ad transitus Stellarum fixarum supra aperturam fixi Perspicilli, atque inde Observationum suarum verum tempus computet et definiat. Volumus praeterea ut singulorum annorum Observationes, ut et binas illas Praelectiones sive Orationes literis mandet atque intra annum proximum earum exemplar nitide descriptum Procancellario exhibeat, in Academiae Archivis servandum, et cum electoribus visum fuerit, Typis et Prelo committendum. Quod si in hâc re negligens fuerit, neque a Procancellario monitus huic Ordinationi paruerit Professoris Munere et Beneficio, per majorem partem Electorum omnino privetur: In caeteris si parum honeste et diligenter se gesserit, aut si diutius, quam par est, ex Academiâ abfuerit, Electorum arbitrio, vel pecuniâ mulctetur vel munere privetur. Porro ut Studentium in Academiâ commodis et Scientiarum Incremento magis indies magisque consulatur; volumus et decernimus, ut per singulos annos, quoties pro numero Studiosorum commode fieri poterit, varios cursus sive collegia Domi suae vel in publico habeat, in Astronomicis, Opticis, Trigonometricis, Mechanicis, Staticis, Hydrostaticis, Magneticis, Pneumaticis, atque aliis id genus, quae ad Philosophiam Experimentalem illustrandam et tradendam pertinent; Atque ut singuli, qui cursum aliquem ingressuros se profitentur, tantum pecuniae dicto Professori solvant, ad experimentorum impensas et laboris praemium quantum Procancellario commodum esse videbitur. Optandum autem fuerit, si (quod Deus faxit) preclara haec Studia progressus in Academiâ debitos fecerint, ut Professor Mathematicae Lucasianus, una cum

Professore nostro junctis operibus Collegia haec habeant, et Impensas simul, mercedesque laborum communium aequis partibus inter se dividant. Caeterum Professoris eligendi potestas hâc primâ vice esto penes nos Fidei commissarios, postea vero quotiescunque hoc Munus vacaverit, penes Procancellarium Magistros Collegiorum Sanctae Trinitatis, Christi, Caii, et Professorem Lucasianum. Quod si aliquis ex Magistris horum Collegiorum Procancellarius tunc fuerit, in Electorum numerum eâ vice assumatur Magister Collegii Sancti Johannis. Munere vero Professoris quâcunque de causâ vacante, Procancellarii erit, quam primum fieri poterit, Schedulâ scholarum Publicarum Ostio affixâ, tam de vacatione ipsâ, quam de futurae Electionis die certiores omnes facere. Tempus autem Electionis neque ante tricesimum post Schedulam affixam diem incipi, neque ultra Sexagesimum protrahi volumus. Electores autem in Scholam Publicam convenientes, Jurejurando se obstringant se neminem gratiâ, ambitione, vel praemio inductos, sed eum solum, quem, conscientiâ teste huic muneri maxime idoneum censuerint, electuros. Petitionem vero omnibus liberam esse volumus, seu Coelebes sint, seu Mariti, seu Nostrates, sive Exteri et Peregrini, modo sint et doctrinâ idonei, et vitae morumque integri. Licebit etiam cuilibet Electorum quemlibet ex Petitoribus, vel per se vel per alios examinare, quo certius aequiusque in eligendo suffragium ferre possit. Is porro electus habeatur in quem tria minimum suffragia conspiraverint. Quod si tres ex Electoribus, ne die quidem Sexagesimo de uno eligendo consenserint, is demum pro electo habeatur, quem Cancellarius Academiae cum duobus quibusvis Electorum Suffragiis suis dignati fuerint. Electus autem statim a Procancellario admittatur, Jurejurando prius dato, se munus Professoris Astronomiae et Philosophiae Experimentalis, a Reverendo viro Tho. Plume in hâc Academiâ institutum, secundum Ordinationes de eo conditas fideliter et pro virili exequuturum. In cujus rei Testimonium, nos dicti Fidei commissarii, sigilla nostra praesenti Scripto apposuimus, die decimo quarto Januarii, Anno Regni serenissimae Reginae Annae quinto, Annoque Domini Millesimo Septingentesimo sexto. Johannes Covell, Richardus Bentley, Gulielmus Whiston. Cumque praefatus Johannes Covel, Richardus Bentley, et Gulielmus Whiston per Petitionem suam praedictam nobis supplicaverint per Literas nostras Patentes Statuta praedicta ratificare

et confirmare ac potestatem dare Procancellario Universitatis nostrae praedictae tam electoribus Professoris quam Professori electo Sacramentum administrare. Quodque praedictus Professor, si socius fuerit alicujus Collegii tempore electionis ejus, officium Socii una cum officio Professoris habeat, et retineat dum coelebs maneat: et si non fuerit Socius alicujus Collegii et coelebs sit, Socius alicujus Collegii eum eligere volentis eligatur et admittatur. Sciatis modo quod nos ex certâ scientiâ et mero motu nostris ratificavimus, approbavimus et confirmavimus, ac per praesentes, pro nobis haeredibus et successoribus nostris ratificamus approbamus et confirmamus Ordinationes et Statuta praedicta ac omnia et singula privilegia potestates authoritates et advantagias quascunque in eisdem contentas et specificatas. Et ulterius volumus ac per praesentes pro nobis haeredibus et successoribus nostris plenam potestatem et authoritatem damus et concedimus Procancellario Universitatis nostrae praedictae nunc et pro tempore existenti Sacramentum in eisdem Statutis mentionatum administrandum. Volumus insuper quod quilibet talis Professor juxta Statuta praedicta eligendus, si tempore electionis ejus socius fuerit alicujus Collegii officium Socii una cum officio Professoris habeat et retineat dum coelebs maneat, si vero adhuc non fuerit Socius et coelebs sit, Socius alicujus Collegii eum eligere volentis eligatur et admittatur. Denique volumus ac per praesentes pro nobis haeredibus et successoribus nostris concedimus, quod hae Literae nostrae Patentes vel irrotulamenta earundem erunt in omnibus et per omnia bona, firma, valida, sufficientia et effectualia in lege non obstante male recitante vel non recte vel plene recitante praedictum Testamentum et ultimam voluntatem praedicti Tho. Plume et Ordinationes et Statuta praedicta sive aliquam partem earundem, aut aliquam aliam Omissione, Imperfectione, defectu, re, causâ, vel materiâ quâcunque in aliquo non obstante. In cujus rei testimonium has Literas nostras fieri fecimus Patentes. Teste meipsâ apud Westmonasterium undecimo die Junii Anno Regni nostri sexto.

Per Breve de Privato Sigillo,
COCKS.

4. *Dr. Smith's Augmentation.*

The Rev. Robert Smith, D.D., Master of Trinity College, who died February 2, 1768, bequeathed to the University of

Cambridge £3,500 stock, Old South Sea Annuities, and appointed the Chancellor or Vice-Chancellor, the Master of Trinity College, and the Lucasian, the Plumian and Lowndean Professors for the time being and their successors in the same offices, perpetual Trustees to receive and annually to distribute the interest of the said stock in the following manner, viz. First, he desired them to accept of a handsome dinner once a year, as a small acknowledgment for their trouble in discharging the said Trust, the expence of which and all other necessary expences being deducted from the annual interest of the stock, he gave annually half the remainder upon a condition thereafter named to the Plumian Professor, as an addition to the small revenue of that Professorship which he had the honour to hold for many years; and the other half of that remainder he gave in equal portions as premiums to two junior Bachelors of Arts of the said University, which, after all the Candidates of that year for those premiums had been examined by the Trustees, should appear to them the best proficients in Mathematics and Natural Philosophy: *cæteris paribus* he gave the preference to the Candidate of Trinity College aforesaid; And he desired that every year, while the Questionists were sitting for a Bachelor's degree, a printed advertisement might be fixed at the gate of every College, signifying the value of the premiums and the time and place of examination of the Candidates; and as soon as the examination was ended, he directed that the two premiums should be paid to the two best proficients in Mathematics and Natural Philosophy, they giving the receipts in a book of account of the receipts and payments of the interest of the said Stock; after which, but not sooner, he declared that the said Plumian Professor should be entitled to the other half of that year's interest. And he empowered the said Trustees at any time, if they should think it advantageous to the said Benefaction, to sell out the said Stock, and with the price of it to purchase a freehold estate or estates in land, and to apply the rents of it annually to the purpose above-mentioned.

N.B. The present Trustees are Dr. Whewell, Dr. King, Dr. Peacock, and Professor Challis; the deed of Trust bearing date July 21, 1847.

VII. Regius Professorship of Modern History.

Letters Patent for the creation of the Modern History Professorship.

1. *Prima pars Patentum de anno regni Regis Georgii undecimo.*

Georgius Dei Gratia, &c. Omnibus ad quos &c. Salutem. Quum Academiae nostrae eo consilio institutae fuerint ut viros eruditos et praestantes tam in Reipublicae quam in Ecclesiae subsidium perpetuâ successione suppeditarent quumque in hoc regno utpote exteris nationibus per legationum foederum et commerciorum vincula undequaque illigato varia extent munia quae non modo accuratam illam veteris litteraturae veterumque linguarum peritiam quae tantâ cum laude in Academiis nostris floret sed etiam recentioris historiae scientiam linguarumque hodiernarum tam in scribendo quam in loquendo usum et facilitatem apprime desiderent; quibus tamen addiscendis et excolendis nulla adhuc in utrâvis Academiâ proposita sunt praemia aut adjumenta; ex quo defectu factum est ut bona juventutis ingenuae pars magno suo cum incommodo aut alienigenis statim educanda tradatur, aut studiorum Academicorum stadio nondum confecto in partes exteras dimittatur utque homines peregrini destinata Academicis favoris nostri testimonia necessitate quâdam nonnunquam intercipiant. Sciatis igitur quod nos tot tantisque incommodis mederi studentes Academiamque nostram Cantabrigiae (ad regum proavorum exemplum) non tueri solum sed etiam ornare et augere cupientes de nostrâ speciali gratiâ, scientiâ certâ et mero motu creavimus, ereximus, ordinavimus, fecimus, constituimus et stabilivimus perque has praesentes creamus, erigimus, ordinamus, facimus, constituimus et stabilimus in Academiâ nostrâ Cantabrigiensi praedictâ officium sive munus Professoris in Modernâ Historiâ. Qui quidem Professor vir erit iis dotibus eoque gradu in praedictâ nostrâ Academiâ ornatus eoque modo ac formâ nominandus, designandus atque admittendus ad dictum Professoris officium

quemadmodum a nobis per has praesentes inferius declaratur. Idemque Professor ea munia obibit iisque fungetur officiis talique gaudebit stipendio quemadmodum per has praesentes infra describitur, videlicet. (1) Nos per has praesentes volumus, statuimus et mandamus quod Professor praedictus vir erit honestate morum ac prudentiâ laudabilis, quod gradum habebit vel Magistri in artibus vel Baccalaurei in legibus vel aliquem altioris etiam ordinis in nostrâ praedictâ Academiâ, quod nuncupabitur Professor Regius in Modernâ Historiâ, quodque de tempore in tempus a nobis nominabitur ad idem Professoris Officium per instrumentum manu nostrâ regiâ signatum. Quod quidem instrumentum Professor a nobis nominatus Vice Cancellario nostrae praedictae Academiae pro tempore existenti exhibebit, praestitoque juramento per has praesentes in eundem finem inferius declarando (quod juramentum praedictae nostrae Academiae Vice Cancellarius pro tempore existens pro authoritate per has praesentes sibi commissâ administrare mandatur) statim sine omni morâ per praedictum Vice Cancellarium ad idem Professoris munus admittetur. Quod quidem tenebit ac possidebit per spatium unius anni integri a die admissionis suae computandi si modo tam diu vixerit. (2) Volumus praeterea perque has praesentes statuimus et mandamus quod Juramentum ab unoquoque hujusmodi Professore nostro ante admissionem suam ad praedictum munus praestandum his verbis concipietur, scilicet, Ego A. B. nominatus Professor Regius Historiae Modernae juro me fideliter pro meo posse observaturum omnes ordinationes et statuta munus et officium meum concernentes, Sicut Deus me adjuvet per Jesum Christum hoc sacro sancto Evangelio annunciatum. (3) Volumus praeterea per has praesentes statuimusque et concedimus quod Professor noster pro tempore existens habebit et recipiet stipendii loco annuam summam quadringentarum librarum bonae et legalis monetae Magnae Britanniae vel sibi vel suis assignatis ad Receptum Scaccarii nostri quod Westmonasterii est solvendarum aequalibus semestribus solutionibus, quarum prima fiet ad finem sex mensium calendariorum a die admissionis suae ad idem Professoris officium computandorum. (4) Volumus praeterea perque has praesentes statuimus, jubemus et mandamus quod praedictus noster Professor duos ad minimum Praeceptores sive Magistros eliget et stipendia idonea iisdem suppeditabit in praedictâ nostrâ Academiâ. Qui quidem Praeceptores sive Magistri linguas hodiernas ita callebunt ut

tum loquendi tum scribendi rationes accurate possint docere, praedictique nostri Professoris mandatis obtemperabunt, tenebunturque viginti scholares praedictae nostrae Academiae in linguis hodiernis gratis erudire. Viginti autem hi scholares a nobis de tempore in tempus nominabuntur per instrumentum manu nostrâ regiâ munitum, a nobis etiam per simile Instrumentum de tempore in tempus pro nostro beneplacito amovendi. Horum etiam scholarium unusquisque duos ad minimum annos in praedictâ nostrâ Academiâ antequam nominandus erit habebit completos (qui quidem anni dierum numero a tempore matriculationis uniuscujusque in nostrâ praedictâ Academiâ computabuntur) unicuique etiam horum scholarium nostrorum licebit addiscendis linguis modernis et Modernae Historiae ut supradictum est eousque operam dare donec tres annos in Academiâ nostrâ praedictâ a tempore nominationis suae compleverit eâdem ut prius annos computandi ratione observatâ nisi citius a nobis per Instrumentum manu nostrâ regiâ signatum amoveatur. (5) Volumus praeterea perque has praesentes statuimus et mandamus quod praedictus noster Professor semel ad minimum in unoquoque termino inde ab admissione suâ de Modernâ Historiâ in scholis publicis praedictae nostrae Academiae ad viginti hos nostros scholares aliosque qui interfuerint publicam habebit praelectionem. Quibus viginti propterea expresse praecipimus et modo quodam speciali mandamus ut hisce Professoris nostri lectionibus semper interesse meminerint. Volumus etiam beneplacitumque nostrum est ut alii etiam scholares in dictâ nostrâ Academiâ intersint dictis Professoris nostri in Modernâ Historiâ praelectionibus publicis eo modo et secundum easdem regulas quibus aliis praelectionibus publicis in Academiâ nostrâ praedictâ adesse tenentur. (6) Volumus praeterea perque has praesentes statuimus et mandamus quod praedictus noster Professor publicas has suas lectiones incipiat de optimis Historiae Modernae scriptoribus historicam faciendo narrationem monendoque viginti nostros scholares aliosque qui interfuerint quâ methodo quibusque authoribus legendis felicissime hisce studiis progredi possint. (7) Volumus praeterea perque has praesentes statuimus et mandamus quod iidem praedicti viginti scholares professorem nostrum praedictum tum euntem ad scholas publicas tum inde redeuntem deducent et comitabuntur quotiescunque praedictus noster Professor publicas suas de Historiâ Modernâ ut modo mandavimus habebit praelectiones. (8) Volumus praeterea perque

has praesentes declaramus et mandamus quod si praedictus noster Professor per spatium uniuscujusvis termini integri ab admissione suâ neglexerit aut omiserit in scholis publicis praedictae nostrae Academiae de Modernâ Historiâ publice praelegere tum et eo in casu praedictus noster Professor ob singulas suas negligentias aut omissiones iisdem poenis pecuniariis subjectus erit quibus caeteri Professores in praedictâ nostrâ Academiâ ob similes negligentias suas aut omissiones subjiciuntur, praedictaeque poenae in nostrum praedictum Modernae Historiae Professorem de tempore in tempus eâdem authoritate infligentur atque eo modo exigentur eosdemque in usus erogabuntur ac similes poenae quae in caeteros praedictae nostrae Academiae Professores iisdem de causis infliguntur secundum leges et statuta quae in praesens vim obtinent in praedictâ nostrâ Academiâ. Quibus legibus et statutis volumus, statuimus et mandamus praedictum nostrum Professorem pro tempore existentem in omnibus aliis rebus etiam subjici et teneri. (9) Volumus praeterea perque has praesentes statuimus et mandamus quod praedictus noster Professor et praedicti linguarum hodiernarum magistri in praedictâ Academiâ imprimis et praecipue cavebunt ne tempora aut horae quae ab iis ad erudiendos praedictos viginti scholares in Modernâ Historiâ linguisque hodiernis destinabuntur eadem sint quae per leges Academiae ad alia studia sunt designata. Praeterea quod quivis praedictorum viginti scholarium a nobis eo modo quo supradictum est nominatorum e linguis hodiernis duas ad minimum addiscet et callebit. Item quod idem Professor noster praedictique magistri ad unum e Principalibus nostris Statûs Secretariis narrationem quandam progressûs uniuscujusque dictorum scholarium manibus suis subscriptam singulis annis transmittet ut nos certiores facti vel eos si qui fuerint qui studia haecce neglexerint amovere possimus vel diligentiam industriamque eorum incitare qui sese aptos utilesque publicis rebus obeundis reddiderint domi forisve prout occasio tulerit munus aliquod idoneum iis assignando. (10) Volumus praeterea perque hasce praesentes declaramus quod hae erunt in praesens leges nostrae, statuta et ordinationes tam praedictum nostrum Modernae Historiae Professorem spectantes quam Praeceptores sive Magistros linguarum hodiernarum scholaresque ad easdem addiscendas nominatos; Nobis tamen reservantes potestatem plenam authoritatemque easdem de tempore in tempus prout nobis idoneum congruumque visum fuerit mutandi, expli-

candique per instrumentum manu nostrâ regiâ sigilloque regio quod vocatur le Privy Signet munitum, atque adjiciendi insuper ejusmodi alias leges, statuta atque ordinationes quas vel temporum ratio postulaverit vel quas progrediente hâc nostrâ regiâ institutione utiles magis ac necessarias fore constiterit, In cujus rei &c. Teste me ipso apud Westmonasterium vicesimo octavo die Septembris anno regni nostri undecimo.

Per Breve de privato sigillo.

2. *Quarta pars Patentum anno regni Regis Georgii secundi primo.*

Rex omnibus ad quos &c. Salutem. Quandoquidem Georgius primus nuper rex pater noster beatissimae memoriae, per literas suas patentes sub magno sigillo suo Magnae Britanniae confectas, die vicesimo octavo mensis Septembris anno regni sui undecimo datas, in Academia sua Cantabrigiae officium sive munus Professoris in Moderna Historia creaverit, erexerit, ordinaverit, fecerit, constituerit et stabiliverit, itidemque per praedictas literas patentes quasdam leges, ordinationes, statuta atque mandata, tam ad officium supradictum sive munus Professoris in Moderna Historia, Praeceptores sive Magistros linguarum hodiernarum, Scholaresque in dictis linguis erudiendos, quam ad nominationem dicti Professoris de tempore in tempus per instrumentum manu sua regia signatum, et ad nominationem et amotionem eorumdem Scholarium pro beneplacito suo per similia instrumenta manu sua regia munita spectantia fecerit, condiderit et sanciverit, uti ex iisdem literis patentibus inspectis plenius uberiusque liquere potest, Nos tam honestum, tam laudabile tamque utile dicti patris nostri regii institutum plurimum comprobantes volentesque praedictam nostram Academiam Cantabrigiae hoc quoque favoris nostri regii testimonio ornare, quo magis magisque ingenua juventus bonis artibus ibidem floreat et varia linguarum etiam hodiernarum cognitione aptius commodiusque perpoliatur, officium sive munus Professoris in Moderna Historia et leges, statuta, ordinationes atque mandata eodem pertinentes, prout in literis patentibus nuper patris nostri regii superius laudatis speciatim recensentur, in Academia nostra Cantabrigiensi de novo erigere et continuare decrevimus.

Sciatis igitur quod nos de gratia nostra speciali, certa scientia et mero motu officium sive munus Professoris in Moderna Historia de novo ereximus, constituimus, stabilivimus et confirmavimus, ac per hasce praesentes de novo erigimus, constituimus, stabilimus et confirmamus in praedicta Academia nostra Cantabrigiae una cum hujusmodi legibus, statutis, ordinationibus atque mandatis, tam ad dictum officium sive munus Professoris nostri regii, Praeceptores sive Magistros linguarum hodiernarum, Scholaresque de tempore in tempus in linguis hodiernis et Moderna Historia erudiendos, quam ad nominationem dicti Professoris nostri regii pro tempore existentis per instrumentum manu nostra regia signandum, ac ad nominationem et amotionem eorundem Scholarium pro tempore existentium pro nostro beneplacito per similia instrumenta manu nostra regia munienda spectantibus, prout in literis patentibus supradictis amplius continentur; volumusque ulterius ut omnia et singula in praefatis literis patentibus expressa eamdem vim vigoremque obtineant, ac si a nobis ac in nomine nostro regio ab initio ordinata atque instituta fuerint, nobis tamen reservantes potestatem plenamque auctoritatem easdem leges, statuta, ordinationes atque mandata de tempore in tempus prout nobis idoneum congruumque visum fuerit mutandi explicandique per instrumenta manu nostra regia sigilloque regio quod vocatur le Privy Signet munita, atque adjiciendi insuper ejusmodi alias leges, statuta atque ordinationes, quas vel temporum ratio postulaverit vel quas progrediente hac nostra regia institutione utiles magis ac necessarias fore constiterit. In cujus rei &c. Teste rege apud Westmonasterium undecimo die Aprilis.

Per Breve de privato sigillo.

VIII. Woodwardian Professorship.

Extract *from the Will of* Dr. Woodward.

Dated Oct. 1, 1727.

My Will is, that my Executors, as soon as conveniently may be, do purchase lands, tenements, and hereditaments in fee-simple, situate, lying and being in some good part of *South Britain*, of the yearly value of one hundred and fifty pounds; and that after such purchase made, they do convey and assure the same to and upon the University of Cambridge: I mean, the Chancellor, Masters and Scholars of that University, for ever, in such manner and form, and by such proper terms and conveyances, as counsel learned in the law shall for that purpose advise and direct; the sum of one hundred pounds thereout to be paid yearly and every year to a Lecturer, to be chosen, for the purpose herein-after specified, by my executors, the survivors or survivor of them; and from and after their decease, by the Lord Archbishop of the province in which the said University of Cambridge is, who, it is to be presumed, besides his favouring of learning and all useful knowledge, will think himself under obligation to have special regard to this University; and, for still the same reason, by the Lord Bishop of the diocese, in which the said University is, by the President of the College of Physicians, and by the President of the *Royal Society* of London, by the two Representatives, or Members from time to time elected and serving in Parliament for the said University, by the whole Senate, (that is to say) the Chancellor and Vice-Chancellor of the said University, the Provosts, Masters and Heads of the several Colleges and Halls for the time being; the Doctors, Masters of Arts, and all who have a right of voting for Members of Parliament, representing the said University; or a majority of the above specified illustrious and excellent persons. And it is my request to them, that in

Lands of 150 pounds per Ann. to be purchased and conveyed to the University:

of which 100 pounds to the Lecturer. Lecturer to be chosen by the Executors, and afterwards by the Archbishop, &c.

consideration of the benefits which may thence accrue to the public, they will be pleased to take upon them the care and guardianship hereof; and that they will make choice only of such men for reading the Lectures herein-after specified and directed, as have distinguished themselves by their learning, their virtue, their judgment and great abilities. And in case that it shall happen by reason of age, sickness, or absence from the University, the said Archbishop, Bishop, Chancellor, or either of the two Members of Parliament, or of the two Presidents above-mentioned, cannot be present and give their attendance at the time that any election is to be made, it is my will and intention, that any of these electors, so absent, may appoint a proxy to assist and give a vote at that election. And I Will that the first Lecturer be chosen as soon as may well be after my decease, and that all the succeeding Lecturers be from time to time chosen after each vacancy or removal of the predecessor or former Lecturer, within the space of two months at farthest; the Vice-Chancellor causing public notice to be timely given by billets fixed up in the Public Schools, and by advertisements printed in the Gazette, or some other like authentic public newspaper. And my Will is that none be chosen but bachelors, or men that have not been married, and in case of the marriage of any of the said Lecturers afterwards, his election shall be thereby immediately made void, lest the care of a wife and children should take the Lecturer too much from study, and the care of the Lecture. And my Will further is, that if a divine shall at any time happen to be a competitor with a layman for this Lectureship, in case the latter shall be as well qualified, he shall ever have preference of the former; not out of any disrespect to the Clergy, (for whom I have ever had a particular regard) but because there is in this kingdom better provision, and a much greater number of preferments for the clergy, than for men of learning among the laity. And my Will is, that all such Lecturers shall from time to time be further subject to such rules, orders and directions (not interfering with those herein-after particularly specified and set forth) as the electors, or a majority of them shall from time to time think fit to make. And my Will is, that no one shall at any time be chosen Lecturer who then hath any preferment, office or post whatever, that shall any ways so employ or take up his time as to interfere

Archbishop, Bishop, Chancellor, two Presidents, and Members of Parliament may vote by proxy.

Lecturer to be chosen within two months after each vacancy.

To be a Bachelor.

Layman be preferred to a Divine.

Lecturers to be subject to orders.

To have no other preferment.

with his duty herein set forth, and particularly that shall require his attendance out of the University. And in case of any of the Lecturers after he is chosen shall accept of any such preferment, office or post, his election shall be thereby made void, and another chosen in his room. And it is further my intent and meaning, and I do hereby Will and order, that such Lecturer from time to time so to be appointed and chosen by my executors, the survivors and survivor of them, so long as any of them shall be living, and afterwards to be chosen by a majority of those excellent and illustrious persons above-mentioned, shall reside in the said University of CAMBRIDGE, and never be absent from the same above the space of two months in the year, and those to be in the long vacation in the summer. And that the said Lecturer shall there read at least four Lectures every year, at such times and in such place of the said University as the majority of the said electors should appoint, on some one or other of the subjects treated of in my *Natural History of the Earth*, my *Defence of it against* Dr. CAMERARIUS, my *Discourse of Vegetation*, or my *State of Physick*, at his discretion; but in such language, *viz.* English or Latin, as shall be appointed from time to time by the Chancellor, Vice-Chancellor, Provosts and Masters of the several Colleges and Halls belonging to the said University, the said Lectures, or at least one of them, at the Lecturer's own free choice and election, to be published in print every year.

Must reside, and never be absent above two Months in the long Vacation. Must read four Lectures every year, one of which to be printed.

Item. I give and bequeath my original Collection of English *Fossils*, contained in two of my Cabinets marked with the several letters A and B, and also the said two Cabinets with the Catalogues of the said *Fossils*, which I have drawn up, to the said University of CAMBRIDGE. And my Will is, that as soon as may well be after my Decease, my executors or the survivor of them, do cause and procure the same to be lodged and reposited in such proper Room or Apartment as shall be allotted by the said University, to the satisfaction of my executors or the survivor of them. And my Will further is, that the said Lecturer from time to time to be chosen, shall have the care and custody of all the said *Fossils*, and the catalogues of them, and that he do live and reside in or near the said apartment so to be allotted for repositing the said *Fossils* as above-mentioned in the said University; and that he be actually ready and attending in the room where

Two Cabinets marked A and B given to the University.

The Lecturer to have the custody of them, and to have an apartment near them, and be ready to shew them 3 Days in the Week, gratis.

they are reposited, from the hour of nine of the clock in the morning to eleven, and again from the hour of two in the afternoon till four, three days in every week (except during the two months in the long Vacation, wherein he is allowed to be absent as above-mentioned) to shew the said *Fossils* gratis, to all such curious and intelligent persons as shall desire a view of them, for their information and instruction; and that he himself shall be always present when they are shewn, and take care that none of the said *Fossils* are mutilated or lost. And I desire the said Chancellor, Vice-Chancellor, Provosts and Masters of the several Colleges and Halls, or a majority of them, that before the admission of every Lecturer, and likewise afterwards once every year, they do appoint two discreet and careful persons who shall inspect and examine the said Collection of *Fossils*, and compare them with the catalogues; of which I Will, that besides those to be kept by the Lecturer, there be copies reposited in the Public Library of the said University, for greater security, that the said *Fossils* be preserved with due care and faithfulness; and that the said two persons to be appointed to inspect and examine the same, shall give under their hand a report of their examination thereof, their comparing them with the said catalogues, and the state and condition in which they are kept, and whether any of them are lost or mutilated; for which their care and trouble, I desire and direct that five pounds apiece be annually paid them out of the estate in fee above directed, to be purchased and conveyed to the uses and trusts of this my Will. And to the end that the said *Fossils* may be preserved and kept with the greater care and faithfulness, it is my Will, that the Lecturer and keeper of them from time to time shall before his admission give such security as my executors and the survivor of them, and after the decease of such survivor, the succeeding electors shall think proper. And I further Will that the sum of ten pounds shall be yearly and every year paid to the Lecturer above-mentioned, out of the rents of the said estate in fee, to be laid out and employed by him, from time to time, in making observations and experiments, keeping correspondence with learned men on the subjects directed to be treated of in the Lectures, and in procuring additions to the Collections of *Fossils*, or in which of them each Lecturer for the time being shall think fit; he rendering annually

Two inspectors to examine once a year the collection of Fossils, of which catalogues to be kept in the Public Library.

The inspectors to have five pounds apiece for their pains.

Lecturer must give security.

To be allowed 10 pounds per ann. for experiments, correspondences, &c.

to such of the electors as shall be in the University an account in writing in which of the ways the said sum of ten pounds hath been employed and disbursed. And I further Will and direct, that out of the annual rents of the said estate in fee, the sum of ten pounds annually for ever be appropriated and allowed for Dinner on the first day of May; or if this fall on a Sunday, then on the second day of May, for the said Lecturer, two Inspectors, or Examiners, and the said Chancellor, Vice-Chancellor, Provost and Masters of the said Colleges and Halls of the said University; to the end that they may then consider of methods to improve the design and use of the said donation by me hereby made. And I greatly wish that these things that are of so much use and importance, and which I have with great diligence and expence collected, may by this settlement, the care of the electors, and the diligence of the Lecturer, be made serviceable to the setting forth the wisdom of God in the works of Nature; to the advancement of useful knowledge, and to the profit and benefit of the public. And it is my further Will and intention, that the surplus and residue of the annual rents of the said estate in fee, after the salary to the Lecturer, the ten pounds per annum to the two inspectors or examiners, the ten pounds per annum for correspondence and experiments, and the ten pounds per annum for the dinner first paid and satisfied; I say that all the surplus and residue of the said annual rents shall go and belong to the said University for ever, for the payment of taxes, or any other necessary contingencies. But in case any surplus should remain, after such taxes and contingencies paid, that then such surplus be disposed of yearly and every year, in such manner as the said University shall think fit: but in hopes, that for the honour of the University, and the benefit that will thence accrue to the public, if the design of this donation be rightly carried on; that the said University will be pleased to dispose of the said residue in making experiments and observations, in correspondence, in natural collections, books, or other things that may serve to the promoting the good ends of this donation. But in case the said taxes should at any time amount to more than the said sum of twenty pounds, being the residue of the said sum of one hundred and fifty pounds hereby bequeathed to the said University; then my Will and intention is, that the Lecturer shall pay such overplus of the said

Accountable to the electors for it.

Ten pounds per ann. for a dinner first of May.

The remainder to pay taxes, &c. to the use of the University.

If the taxes rise above 20 pounds per ann. the Lecturer to pay the overplus.

Lecturer failing in his duty removable.

taxes out of his said salary. And further it is my will and intention, that any Lecturer not doing his duty, and acquitting himself rightly to their satisfaction, shall be removable at the discretion of the electors or the majority of them, and another chosen in his place; his salary to commence from the quarter-day next ensuing the death or removal of his predecessor. And I do hereby order, will and direct that the above-mentioned salary of one hundred pounds per annum, herein-before limited and appointed as a provision for the said Lecturer, be paid and satisfied to him from time to time by four even quarterly payments, at and upon the four usual feast days or days of payment in the year; (that is to say) the Feast of the Annunciation of the Blessed *Virgin Mary*, the Nativity of St. *John* the *Baptist*, the Feast of Saint *Michael* the *Archangel*, and the Nativity of *Christ;* and in case of default of payment of the said sum of one hundred pounds per annum, for his salary, and the sum of ten pounds per annum, for the uses above-mentioned out of the said lands, or estate so purchased and conveyed as above specified, to the Lecturer to whom it shall become due by the space of six months, after any of the days of payment whereon it is directed to be paid as aforesaid: it shall and may be lawful for that Lecturer to distrain for such arrears of his said salary: and if there be not sufficient by such distress, to pay himself the said arrears, that he shall and may sue for them, and enter upon the said estate settled for support of the Lecturer, and hold and keep the same till his arrears be paid, or till he accept another place or office, or be absent from the University, or neglect to read or print the Lectures as is therein for that purpose particularly specified.

Lecturer to be paid quarterly.

If not paid in six months may distrain.

Executors of the above Will,

The Hon. DIXIE WINDSOR, Esq.
HUGH BETHEL,
RICHARD GRAHAM, } Esqrs.
Col. RICHARD KING.

IX. Lowndean Professorship of Astronomy and Geometry.

The following is an Extract of the portion of Mr. Lowndes' *Will which relates to his Professorship:—*

"I give and devise all my estates at Overton, and all my lands and hereditaments in Smallwood and elsewhere in the county of Chester, and all other my real estates, unto the Chancellor, Masters, and Scholars of the University of Cambridge, and their successors for ever, subject, nevertheless, to such just debts as my personal estate shall not be able to pay, upon trust that they shall for ever pay all the clear rents and profits of my said real estates annually to the support and maintenance of a Professor of Astronomy and Geometry in the said University of Cambridge, after deducting thereout all costs, charges, and expenses of executing the said trust hereby in them reposed, and all taxes, repairs, and other outgoings; which Professor I will shall be for ever called Lowndes' Astronomical and Geometrical Professor in the University of Cambridge, and shall be from time to time chosen and appointed by the Lord High Chancellor, Lord Keeper of the Great Seal of Great Britain, the Lord President of the Privy Council, the Lord Privy Seal, the Lord High Treasurer, or the First Lord Commissioner of the Treasury, the Lord Steward of the King's Household for the time being, or the major part of them. And I will and desire that proper statutes, rules, and ordinances in relation to the said Professorship, and the number of the lectures to be read therein, and the times for such reading, and all other regulations for the perpetual government of the said Professorship, shall be made by and under the hands and seals of the Right Honourable Thomas Earl of Macclesfield, Martin Ffolkes, Esq., President of the Royal Society, Dr. Bradley, and my much-honoured friend William Jones, Esq., of Beaufort-buildings; which statutes and ordinances shall be for ever binding to the said Professors."

X. Foundations of Mr. Norris.

1. *Order of the Lord Chancellor for Payment of the Annuity, directed by the Will of* John Norris, Esq. *of Witton, Norfolk.*

Saturday the 3rd day of November, in the 22nd year of the reign of His Majesty King George the Third, 1781, between Charlotte Laura Norris an Infant by her next friend, Plaintiff, Thomas Fauquier, Esq. and Charlotte his wife, late Charlotte Norris, Widow, Thomas Berney Bramston, Esq., Brampton Dillingham, Gurdon Dillingham, Esq., Thomas Glover Ewen, Gent., Thomas Brograve, Esq., the Chancellor, Masters, and Scholars of the University of Cambridge, John Ewen, Charlotte Caroline Ewen, Widow, and His Majesty's Attorney-General, Defendants, and between the said Thomas Glover Ewen, Plaintiff, the said Charlotte Laura Norris by her Guardian, Thomas Fauquier, and Charlotte his Wife, Thomas Berney Bramston, Brampton Dillingham, Gurdon Dillingham, Thomas Brograve, the said Chancellor, Masters and Scholars, of the University of Cambridge, and His Majesty's Attorney-General, Defendants.

Whereas the Defendants, the Chancellor, Masters and Scholars of the University of Cambridge did on the 28th day of July last prefer their Petition unto the Right Honourable the Lord High Chancellor of Great Britain, setting forth, That John Norris, late of Witton in the County of Norfolk, Esq., deceased, by his Will in writing dated the 26th day of June 1770, amongst other things devised his Messuage or Tenement, Farm and Lands, called Broomholme Priory Farm or the Abbey Farm in Bacton, in the said County of Norfolk, or some other town or towns, place or places thereto near or adjoining, and all great Tythes whatsoever arising on such part of the said Farm and Lands as is lying in Bacton aforesaid, then or late in the occupation of Richard Gaze or his undertenants at the yearly rent of £190, together with all appurtenances thereto belonging unto the Defendants Thomas Berney Bramston,

Brampton Dillingham, Gurdon Dillingham, Thomas Glover Ewen, and Thomas Brograve and their heirs, to and for the several uses and purposes following, that is to say, to the use and intent that the said Chancellor, Masters and Scholars and their successors should and might for ever have, receive, and take thereout and out of every or any part thereof upon trust as after mentioned, an annuity or yearly rent-charge of £120 clear of all taxes and other deductions whatsoever, to be paid from time to time on the 24th day of every June (except the first June) after the institution of the Professorship by him intended to be established, and referred to in a book covered with marble paper after mentioned, should take effect with the usual powers of distress and entry for receiving and compelling payment of the said annuity or yearly rent-charge of £120, and all arrears thereof and all costs, charges, damages and expenses occasioned by the nonpayment of the same; and the said John Norris thereby declared that the said Chancellor, Masters and Scholars and their successors should from time to time for ever stand and be seized and possessed of the said annuity or yearly rent-charge of £120, and of the said powers and remedies for recovery thereof upon special trust and confidence and to the intent and purpose that they should from time to time for ever pay, apply and dispose of the same and every part thereof to such person or persons upon such trusts and for such purpose or purposes, and at such time and times, and in such parts and shares, and under and subject to such conditions, forfeitures, and restrictions, and in such manner as are expressed, declared and contained in the first 20 pages of a small book covered with marble paper, wholly of his own handwriting in his said will mentioned, and subject to and charged and chargeable with the said annuity or yearly rent-charge of £120, and the powers and remedies aforesaid for the recovery thereof; the said Testator by his said will declared that the said Trustees and their heirs should stand seized of the said Messuage Farm, Lands, Tythes and Hereditaments, with the Appurtenances thereof in trust for his right heirs and assigns for ever, and he did thereby positively direct that the said annuity or yearly rent-charge of £120, or any part thereof, should not at any time or under any pretence whatsoever be applied or disposed of in any manner or to any person or persons, or for any

purpose or purposes in any wise differing from the plan or directions for the application or disposition thereof, contained in the book of his own handwriting therein before mentioned, and that if it should happen that the whole or any part of the said annuity or yearly rent-charge should not be applied for the purpose for which the same was by his said book directed to be applied, no more of the annuity or yearly rent-charge than should be actually applied for such respective purposes, and no other, should be raised or paid, but the residue thereof should from time to time sink into the estate whereout the same was therein before made payable, regard being had to the directions contained in his said book concerning the determination or non-payment of the said annuity in the whole or in any part; and in order the better to perpetuate both in the said Chancellor, Masters and Scholars of the University of Cambridge and their successors, and also in the persons who should for the time being be entitled to the estate whereout the said annuity or yearly rent-charge of £120, was so made payable, the full knowledge of all the particulars of his plan and directions for the application and disposition of the said annuity or yearly rent-charge, and that the same might be strictly and fully complied with and observed, he thereby further directed that his book wherein he wrote with his own hand such plans and directions should as soon as convenient after his decease be delivered into the hands of the said Chancellor, Masters and Scholars, and should from thenceforth for ever remain in the possession of them and their successors for safe custody, and that they should deliver a true and exact copy thereof, carefully examined by the Masters of some two Colleges within the said University, and attested as such under the hands of such two Masters and under the Common Seal of the said University, to the person or persons who should immediately on his death be equitably or beneficially entitled to the freehold of and in his said Farm, Lands and Tythes, whereout the said annuity or yearly rent-charge of £120 was therein before made payable, so that the same copy might be kept for ever in the custody of the person or persons who should for the time being be so entitled to the said Farm, Land and Tythes, subject to the said annuity or yearly rent-charge as aforesaid. That the said John Norris died on the 5th of January

1777, without having revoked or altered his said Will relating to the disposition aforesaid, leaving the said Plaintiff Charlotte Laura Norris his only child and heir-at-law. That these causes were heard on the 25th of March 1778, before the Right Honourable the late Lord Chancellor, when the Council for the Plaintiff Charlotte Laura Norris undertaking with leave of the Court to bring an ejectment against the tenant in possession of the said Farm called the Abbey Farm, in order to try the validity of the aforesaid Will, and other Testamentary writings in the pleadings mentioned, and to proceed to trial of such ejectment at the then next Summer Assizes for the County of Norfolk, It was ordered that the Bill brought in the first cause should be retained till the first day of the then next Michaelmas Term, and that the said Plaintiff Charlotte Norris should be at liberty to bring such ejectments, and proceed to trial thereon within the time aforesaid, and any of the parties were to be at liberty to appear by Council to defend such ejectment in the name of the tenant; and it was referred to Mr. Eames, one of the Masters of this Court, to take an account of the personal estate of the said Testator John Norris not specifically bequeathed, come to the hands or use of the said Thomas Glover Ewen, and also to take an account of the debts and funeral expenses of the said Testator: And it was further ordered that the Receiver appointed in these causes should be continued and pass his accounts before the said Master, and that the said Receiver should, out of the rents and profits pay the said Defendant Charlotte Norris, Widow, her rent-charge of £800 a year, and that he should thereout also pay what should be allowed for the maintenance and education of the said Charlotte Laura Norris the Infant, and that he should pay the balance from time to time into the Bank with the privity of the Accountant-General of this Court, to be placed to the credit of these causes, the said Charlotte Laura Norris the Infant's account, and that the same when so paid should be placed out in Bank £3 per cent. Annuities in the name and with the privity of the said Accountant-General in trust in these causes, the same account subject to the further order of this Court; and the consideration of the costs of those suits and of all further directions was reserved until after the said trial, or the said Master should have made his report. That an ejectment was

brought in pursuance of the said decree on the demise of the said Charlotte Laura Norris the Infant, for recovery of the possession of the said Farm, called the Abbey Farm, and upon trial of such ejectment the Jury found a special verdict, stating the said Will, and in a general and short manner the book covered with marble paper, referred unto by the said Will, and that the said John Norris married, and had issue the Plaintiff Charlotte Laura Norris, after the making of his said Will, and also stating two other writings, signed by him as wills after the making of the said Will, dated the 26th day of June 1770, and such special verdict having been argued in the Court of King's Bench in Michaelmas Term, in the said year 1778, judgment was thereupon given in favour of the said Will dated the 26th day of June 1770. That by another decree in these causes, dated the 25th of February 1779 (being after the said trial and verdict), it was declared that the said Will of the said Testator John Norris, dated the 26th of June 1770, was well proved, and that the same ought to be established, and the trusts thereof performed and carried into execution, and the same was decreed accordingly as to the yearly rent-charge of £120, directed to be paid by the said Will to the Petitioners, the Chancellor, Masters and Scholars of the University of Cambridge, on the 24th day of every June (except the first June) after the institution of the Professorship in the Will mentioned and referred to. It was amongst other things ordered that the Petitioners should be at liberty to apply to this Court for payment thereof when such Professorship should have been instituted according to the directions of the said Will. That the said John Norris at the time of his death left a book covered with marble paper, all of his own handwriting, and containing upwards of 20 pages, and in the first 20 pages of such book he fully described the nature of the Professorship which he meant to be instituted and established in the said University, and the manner of electing and appointing the person to be the Professor from time to time, and the persons to whom and the purposes for which such yearly sum of £120 should be from time to time paid and applied by the Petitioners, and particularly after taking notice of a part of a particular sermon preached by Dr. Porteus at Cambridge, in the year 1767, in the following words, that is to say, " If there be any defect in the plan of education adopted in

" this place, it is perhaps this, that revealed religion has not yet " a proper rank assigned it here amongst the other initiatory " sciences, it is not made an indispensable qualification for acade- " mical honours and rewards, has not in short all that regard " paid to it which its own intrinsic worth, and the peculiar cir- " cumstances at present attending it, may seem to demand:" he the said John Norris thereby declared that such sentiments corresponded with his, and that he was disposed to found an institution for that purpose, and that therefore he intended by his Will to give a clear annuity of £120 in manner aforesaid, and payable out of such estate as aforesaid, but that he meant that the owner of such estate for the time being should be at liberty to lodge an appeal in some of the Law Courts, complaining of any of the terms on which such annuity was intended not being fulfilled, and the said John Norris thereby divided the said annuity into four parts; first, for the Professor's salary, £105; the second for the Academical Honour or reward, £12; the third for an annual sermon, £2 2*s.*; and the last, for books, 18*s.* And he thereby directed that there should be established in the said University of Cambridge a Professor of revealed religion, the professor of which should be styled the Revelation Professor, or the Norrisian Professor, and that such Professor should be subject to the conditions therein mentioned, and that such Professor should take and subscribe a particular oath therein mentioned, and should read lectures of such kind as therein mentioned, on such number of days, and under such restrictions as to the particular times as therein mentioned, and subject to certain forfeitures of parts or part of the said salary of £105, in case of such Professor failing to read lectures at any of such times as therein mentioned; and the said John Norris in and by the said book directed that the yearly sum of £12 should be paid as a reward for the best prose English Essay on some of such religious subjects as therein mentioned, of which £12, £7 4*s.* was to be expended in a gold medal, according to the description therein contained, and the remaining £4 16*s.* to be laid out in books for the author of such Essay, and the said John Norris thereby directed that the said yearly sum of £2 2*s.* should be paid for an annual sermon in the said University Church, on a subject having some reference to revelation, and on a particular day

therein mentioned by the said Professor for the time being, or such person as he should appoint, but if such sermon should not be publicly published in print within four weeks from the time of preaching the same, such two guineas should not be paid out of the said estates; and the said John Norris in and by such book directed that the said yearly sum of 18*s.* should be laid out in religious books, to be distributed amongst persons confined in some gaol, spinning, or workhouse, or cage belonging to the said University, and the said John Norris thereby declared, that if the said institution should not take place from any nonconformity in the Petitioners within twenty-four months from the day of his death, it should not afterwards, but the whole annuity of £120 should lapse and be ever afterwards irrecoverable. That John Hey, Doctor in Divinity, was elected to the aforesaid Professorship on the first day of May 1780, (being within twenty-four months after the date of the aforesaid decree establishing the said will of the said John Norris,) and that the said John Hey hath ever since been in the said Professorship, and he hath in all respects conformed himself to the rules and conditions prescribed in the said book covered with marble paper, and several essays were in the year between the 24th of June 1780 and the 24th of June last offered according to the directions of the said John Norris, and the adjudication of superior merit was made to the author of one of those essays, whereby such person became entitled to such medal, of the value of £7 4*s.* and to books to the amount of £4 16*s.*, and the sum of 18*s.* was, before the 24th day of June last, laid out in books, which were distributed amongst such prisoners as aforesaid, but that the said sermon hath not been preached nor is it likely to be at any time hereafter preached, on account of the injunction to print and publish the same, no person been willing to preach the same under such injunction, by reason of the expence of such printing. That the said Abbey Farm, whereout the aforesaid clear annuity of £120 was directed by the said will of the said John Norris to be paid, being let at the yearly rent of £190 as aforesaid, produces yearly in clear money much more than the said annuity of £120, and a Receiver, appointed by this Court in these causes, hath been from time to time, and still is, in receipt of the rents and profits of the said Farm, amongst other the real estates late of

the said John Norris, which are of large yearly value, and he hath now a considerable sum of money in respect of the rents and profits of the said estates remaining in his hands. That under the circumstances aforesaid the Petitioners are advised that the sum of £117 18*s.* for a year's payment of the said annuity of £120 to the 24th day of June now last, (deducting the said £2 2*s.* intended for a sermon) ought to be paid to the Petitioners by the said Receiver, and that such clear yearly sum of £117 18*s.* ought to be paid by such Receiver for the time to come on every 24th day of June to the Petitioners in discharge of the said annuity or yearly sum of £120 after the like deduction, and therefore praying that Thomas Glover Ewen, Gentleman, the present Receiver of the rents of the said Farm called the Abbey Farm, and of the other real estates, late of the said John Norris, might pay to the Petitioners the sum of £117 18*s.* for a year's payment of the said clear annuity of £120, after such deduction as aforesaid, to the 24th day of June last, and that the said Thomas Glover Ewen, or the Receiver of the said estates for the time being, might hereafter pay such yearly sum of £117 18*s.* on every 24th day of June to the Petitioners, on the like account, the Petitioners undertaking to apply the said yearly sum of £105, £12, and 18*s.*, making together the said yearly sum of £117 18*s.*, according to the aforesaid directions of the said Testator John Norris: *Whereupon* all parties concerned were ordered to attend his Lordship on the matter of the said Petition this day, and Council for the Petitioners and for all the other parties this day attending, accordingly upon hearing the said Petition, the Will of the said Testator, dated the 26th day of June 1770, the Decree dated the 25th of March 1778, the Order dated the 25th of February 1779, the marble covered book referred to by the said Will, two affidavits of John Hey, Doctor in Divinity, and an affidavit of George Borlase, Clerk, read, and of what was alleged by the Council for the said parties, and the Council for all the other parties consenting to the prayer of the said Petition for those who have attained their age of 21 years, and not opposing the same on behalf of such as are Infants, *His Lordship doth order* that the said Thomas Glover Ewen, the present Receiver of the rents of the said Farm called the Abbey Farm,

and of the other real estates, late of the said John Norris, do pay to the Petitioners the sum of one hundred and seventeen pounds eighteen shillings for a year's payment of the said clear annuity of one hundred and twenty pounds after such deduction as aforesaid, to the 24th day of June last, and that the said Thomas Glover Ewen, or the receiver of the said estates for the time being, do hereafter pay such yearly sum of one hundred and seventeen pounds eighteen shillings, on every 24th day of June, to the Petitioners on the like account, the Petitioners undertaking to apply the said yearly sums of one hundred and five pounds, twelve pounds and eighteen shillings, making together the said yearly sum of one hundred and seventeen pounds eighteen shillings, according to the directions of the said Testator John Norris, as by the said petition is desired.

2. *A Copy of what is written in the Book covered with Marble Paper all of the Testator's own handwriting.*

It was a great pleasure for me to find (in one of the Reviews) the following extract from Dr. Porteus's Sermon in 1767, preached at Cambridge.

"If there be any defect in the Plan of Education adopted in this place, it is perhaps in this—that Revealed Religion has not yet a proper rank assigned it here amongst the other initiatory Sciences, is not made an indispensable qualification for academical honours and rewards, has not, in short, all that regard paid to it which its own intrinsic worth, and the peculiar circumstances at present attending it, may seem to demand." These sentiments corresponded with mine, formed many months earlier than the date of my first seeing this Extract. And I hope it will please the Lord Jesus Christ to prosper an Institution designed to promote His pure and holy Religion, and to accept my praise and adoration for the bias on my mind to the formation of such a design, and bestowing on me the pecuniary means of accomplishing it.

It is my fixed purpose to secure by Will an Annuity of One hundred and twenty pounds unto the University of Cambridge, out of my Estate or Farm, called the Abbey Farm or Bromholme Priory, tenanted by Richard Gaze, situated in the Parish of Bacton and adjacent parishes, and let under a lease granted by

the late Mr. Branthwait or his Executors, at a rent of £190, to secure the said annuity of £120, (but always subject to, and dependent upon, the accomplishment of the conditions hereinafter explained) as a perpetuity. The names of the persons unto whom I shall give by Will the said Farm of £190 a year, in trust for the payment of the above Annuity of £120 will be inserted in such Will; and the persons whom I would conjoin with them for the better carrying the plan into execution, and who may be called the Stewards of the Institution, as the others are the Trustees, are

The Master of Trinity College,
The Provost of King's College,
The Master or President of Caius College,
} from time to time.

Be it also always understood, and ever kept in view, that the owner of this Estate, whoever he or she may be, shall have perfect liberty to lodge an Appeal in some of our Law Courts, setting forth or complaining that the terms or conditions made necessary by the Institutor of this Annuity or Grant, to the obtaining of the whole or parcels of the said Annuity or Grant, are not properly observed and fulfilled, and praying that the sum or sums, the conditions of which are or have been thus infracted, may no longer issue from such Estate: And my express meaning is—that the truth of such Appeal shall be judicially tried; and that in case of a verdict, judgment, or decree in favour of the Appellant, the said Annuity, or such parcels thereof, the conditions of which are or have been thus infracted or neglected, and so adjudged, shall thenceforward cease for ever. And that my words may be interpreted in the sense in which I employ them, I shall be a little more explicit here, and shall divide the annuity or grant into four parts: The first comprehends the Professor's salary, £105: The second, the Academical honour or reward of £12: The third has only the small sum of 2 Guineas, for an Annual Sermon: And the last a still smaller, 18*s.* for Books: now my express meaning is

£105	0
12	0
2	2
	18
£120	0

if the conditions respecting the first be judicially determined to have been violated, that such first shall not only henceforward for ever cease, but that the salary for the three remainder shall cease for ever with it: that is, the whole Annuity become void, and be as if it had never taken place: but if the conditions of one or all of the three last be only adjudged to have been not duly performed, that then the first shall continue in unabridged force, and *that* one, or more than one so violated, shall only cease and become for ever void. And the better to support this Institution (for as on the one hand, I would cautiously fence this Institution against frauds, so on the other I would not with less zeal uphold what it is so much my wish to establish, I would not with less wariness secure the Institution against the sordidness or troublesomeness of an Appellant,) I ordain and appoint that no prosecution shall be commenced by the owner of this Estate, without a previous notice of four calendar months, and without such notice expressing fully the parts of the Institution that seem to be violated: And my express meaning is, that if two of the three former mentioned Stewards shall within the four months return for answer under their hand, that such neglects or mistakes shall forthwith be rectified, and they be accordingly rectified, that then such Appeal shall not be made, but all litigation terminate. But for a second offence (if due notice of an intentional Appeal has been once given,) no notice from the same owner shall be necessary. I should suppose it to be obvious, but lest it should not be, I desire to observe—that where a penalty is annexed to a transgression or neglect, the legal conviction of such transgression or neglect shall not cancel the Institution in any part of it, but only create an obnoxiousness to the penalty.

The first and principal part of the Institution is the Establishment of a Professorship of Revealed Religion, the Professor to be styled Revelation Professor; or, as that phrase seems to me to be very objectible, the Norrisian Professor*; who shall be subject to each and all of the subsequent conditions and covenants. The Candidate or Candidates shall notice to the three former mentioned Stewards, under hand within the first 14 days of November, the design of supplying this Professor-

*Either appellation agreeable to me.

ship; and the said three Gentlemen or Stewards shall select two out of the whole number of Candidates, and shall signify their names, on or before the first day of February then next ensuing, to the respective Masters, Heads, or Presidents of all the respective Colleges and Halls in this University of Cambridge: and the day of election, or final appointment of one person to the trust, shall be within the first 14 days of the succeeding May: and the Election or appointment shall be wholly vested in the suffrages personally given, of all the aforesaid Masters, Heads or Presidents; and the majority of votes shall decide the Election; not less than ten votes shall constitute this mode of Election. And upon the supposition that there is no agreement as to the selection of two Candidates, but warm disputation, such selection shall be referred to a majority of all the Heads, Masters or Presidents, due regard to be ever paid to the virtuous conversation and abilities of each Candidate; as to the latter, an examination, if required, to be passed by each Candidate before the Stewards, or their Deputy, both antecedently to the nomination, and to the Election. To bestow on the Master of Trinity an additional influence, he shall, if he pleases, defer his vote to the last, and if the numbers are even without his vote, his vote shall carry the Election, as if he had two votes, and could use them both in favour of one person. If required by two of the three Stewards, any Candidate shall take and subscribe to the Oath hereafter drawn up, on or before the twentieth of January: but I make it an indispensable condition, and no matter of option, that the Candidate or Candidates shall (each) take and subscribe to the oath afore mentioned in the presence of at least ten of the Heads, Masters, or Presidents in the morning of the Election: the words and all the words of such Oath shall be spoken articulately and audibly, then signed and then attested by each of the aforesaid ten Heads, Masters or Presidents. If such Oath be not thus formally taken, subscribed, attested, the Election shall not take place, at least shall be void, shall not entitle the person elected to a farthing of the salary.

The Professor shall give or read, and not out of Term time, nor oftener than thrice in one week, fifty Lectures, on fixed days, and at fixed hours, so that the omission of a Lecture in one part of the day shall not be atoned for by a Lecture in another

part of the same day, nor the omission of a Lecture on one day of the week be atoned for by a Lecture on some other day of the same week; but these omissions shall be atoned for at the end of the whole Course of Lectures, the Lectures be then also subject to the above regulation of being delivered within Term time, and of not exceeding three in a week. I make it essential, that to constitute a Lecture there shall be at least six pupils or auditors, and that there be not a less time than one full hour employed in the discharge of each Lecture; for the omission of every Lecture under 50 and above 45, there shall be a deduction of one pound from the said salary of £105; for the omission of every Lecture above 40 and under 45, there shall be a deduction of two pounds; if the Lectures be under 40 and above 35, the salary shall be diminished one half (*i. e.* it shall be only £52 10*s.* instead of £105) in every year which has this deficiency: if the Lectures amount not to 35, all salary for that year shall cease. The actual illness or real indisposition of the Professor, if it be certified under his hand, or the hand of some of the Medical Faculty attending him, unto two of the three Stewards, shall excuse or annul the deduction of one pound as above named and explained, and the deduction of two pounds as above named and explained, provided always that the Professor appoints a Deputy, and such Deputy be approved by two of the three Stewards, the Master of Trinity to be one of the two so consulted: and the appointment of such Deputy shall do more than make up for the omitted Lectures: under 50 and above 40, it shall atone for the omission of all above 35; so that the salary shall not be diminished unto £52 10*s.* as before named and explained; thus the Deputy may read 15 Lectures, provided always that sickness is the Professor's true reason for appointing such Deputy: the Deputy to be subject to the same restrictions as the Professor, with regard to the time of reading his Lectures, and everything else relating to them. If the Professor voluntarily relinquishes his office in any part of the first year after election or re-election, he shall forfeit (although he may have gone through the whole Course of Lectures) the whole year's salary; if in the second year, his salary shall from £105 be reduced to eighty-four pounds; if in the third year, his salary shall be reduced from £105 unto ninety-four pounds and ten

shillings; equally subject too in both these cases to all the terms and covenants relating to this Trust or Institution. The Professor may have been educated at either of our English Universities; may be Lay or Clerical, but he shall not be elected into the office under his 30th year, nor re-elected after his 60th. He shall be obnoxious to dispossession at any time by a majority of the Heads, Masters, or Presidents of the respective Colleges and Halls in this University of Cambridge: but then the objections or objection to him shall be testified under the hand of each of such majority. The Master of Trinity shall have the same privilege here, as given him at the Election. Of the pupils or auditors attending these Lectures, or any of them, no gratuity whatever shall be accepted by the Professor, or to his advantage in any respect. The receiving of any money, gratuity, or compliment, shall, if proved upon oath before the Trustees, or two of the three Stewards, within four calendar months after the trespass, invalidate entirely the Professor's claim for that year for a whole year to any salary whatever, (unless in instances of ampler fortune than usual, and these instances or exceptions have been submitted to all the three Stewards, and have received the sanction of all three). The persons first admitted, received and numbered as pupils, shall be those intended for orders: I say only first admitted, for I would not wish any exclusion. A second proof of corruption in office shall not only cancel, as the first, all claim to one year's salary, but shall vacate the Professorship, a new Election shall ensue, and the late Professor be ever afterwards ineligible. No pupil or auditor shall be admitted into the Lecture Room unless he be provided with the Old and New Testament, and with Pearson on the Creed; if any one, not thus provided be admitted, the Professor shall forfeit to the owner of the heretofore mentioned estate, out of his salary, 21 shillings for every such person so received. I make it essential to this Institution, that the Professor reads, or causes to be read during the Course of Lectures, the following articles in the said Exposition of the Creed: *viz.* The whole article relating to our Blessed Saviour, beginning with—"And in Jesus Christ his only Son, our Lord,"—and ending with—" The Quick and the Dead;" the article relating to the Holy Ghost,—" I believe in the Holy Ghost," and the article—" The Resurrection of the Body,

and the Life everlasting." At other times, it is my express meaning that the Professor shall make the Bible, particularly the Prophecies and the Evangelical History, the chief source and subject of his Lectures; and that he points out and enlarges upon the various beauties of the Sacred composition, (for infinite beauties there are,) paralleling them with admired passages in profane authors: that he shews the necessity of Revelation, and yet at the same time that it enjoins no practice, lays no restraint that is not entirely consonant with right reason. No Professor shall be allowed to continue in his office, without a fresh Election, for more than five successive years. The Oath hereinafter inserted shall be as necessary to the validity of a re-election as of the first Election. The Stewards are to have power to reject any Lecture Room which they shall judge incommodious. The time which I appoint for the payment of the salary is the 24th day of every June (supposing the conditions necessary to claim it are fulfilled), that June excepted which shall succeed the May in which the first Election under this Institution shall take place. Before the owner of this Estate shall be compellable to pay the Annuity, a state of the account, that is, how many omissions there have been in the number of Lectures, whether there has been a Deputy, in short, how far the conditions have been discharged, such a state of facts shall be delivered, if required, to the Trustees of this Annuity or the owner of the Estate, his or her Agent, under the hand of the Professor—in these words:—"I assert that the above account of my proceedings in my Professorship is most truly and fairly stated:" but whether demanded or not, the Professor shall, before the 20th of May in every year, send such a state of his proceedings, so worded and subscribed, to each of the three Stewards; to one of whom, and not to the Professor himself, shall the Annuity be paid: and the receipt taken shall run in the names of all the three Stewards, shall be subscribed by all three (when it happens otherwise—from some necessity—the reason of the omission of such name shall be assigned), and shall close with these words—"For the use of the Professor under this grant: of all the conditions of which we are to the best of our ability faithful Guardians."

The Oath.

As I profess to believe that the Godhead or the Divine and one only independent Essence, comprehendeth three persons, the Father, and the Son, or "the Word, who was made Flesh, and dwelled among us," and the Holy Ghost, or Holy Spirit—so I swear that I will not knowingly and designedly, if I shall be elected into that trust to which this Oath is made preparatory, either inculcate or countenance in my discharge of the said Trust any doctrines contrary to my present sense of the profession which I have now thus publicly made of my Religious Belief.

Amen. So help me God.

Or this Oath.

As I profess to believe in one God the Father Almighty, and in one Lord Jesus Christ, the only-begotten Son of God, God of God, Light of Light, very God of very God, and in the Holy Ghost, the Lord and Giver of Life, proceeding from the Father and the Son, and together with them worshipped and glorified, so I swear that I will not knowingly and designedly, if I shall be elected into that trust to which this Oath is made preparatory, either inculcate or countenance, in my discharge of the said trust, any doctrines contrary to the Profession which I have now thus publicly made of my belief in the "Holy, Blessed, and Glorious Trinity, three persons and one God."

Amen. So help me God.

The second part or parcel of the Annuity relates to a premium for the encouragement of application in the Students of this University of Cambridge: I allot Twelve Pounds out of the Annuity of £120, as a reward for the best Prose English Essay, on some such subjects as the following,—The great advantages of Revelation—(shewing amongst other proofs, the insufficiency of human reason, by the preposterous opinions of those nations "who have not yet learned Christ")—The goodness of our Father to give his only-begotten Son for us—The necessity of a Redeemer, with the sufficiency of his merits, and the insufficiency of our own—His perfect example and amiable character—the astonishing

and most gracious reward of Eternity—no reason to expect such a reward, if we continue in the practice of any one known sin, however scrupulously exact we have been in performing all our duties, any single one only excepted—the necessity of the co-operation of the Holy Spirit with our endeavours after righteousness, the pleasing contemplation of a continual Comforter—the literary beauties of the Scriptures, &c. &c.

Two Three pound twelves, or £7 4*s*. of the aforesaid sum of Twelve pounds, shall be expended upon a gold medal, one side of which shall represent the New Testament, and the Cross with this Inscription around it, "The wisdom of God unto salvation"—the reverse shall represent—in as few figures as possible, in order that they may be more distinct—the Resurrection, with this Inscription around it, "Death is swallowed up in victory"—*upon* the edge (where the milling in our current coin is impressed) shall be these words—"the Norrisian Prize*," and if there be room, the name of the successful candidate, and the date of the year. I would have the medal executed in a very masterly manner. And I leave the adjudication of superior merit in the Essays to the opinion of the three Stewards; and if they are not agreed, to a majority, when the Professor under this Institution, and the Hebrew and Greek Professors, have been first called in. The residue of the Twelve pounds. *viz*. Four pounds and sixteen shillings, is to be disposed of in books; amongst which I make it essential that there be the following: a Bible, or the Old and New Testament—Sherlock's (Bishop of London) Discourses, vols. 4—Leland's View of Deistical Writers, last edition—Pearson on the Creed:—(but if the Bible and Pearson be *already* had, there is no occasion for duplicates). The surplus after this purchase shall be expended in such books as the Professor shall choose: upon the inside of the left-hand cover (as the book is opened) of each book shall be pasted a copper-plate impression of one of the sides of the medal. The qualifications of the Candidates, for the first three years after the commencement of this Institution, shall be only these:—Their age not to exceed 30, nor to be under 20—to be, or to have been students of this

* Or, "The Revelation Prize," accordingly as the Professor's appellation shall be settled.

University: after the first 3 years, there shall ever henceforward be essential this additional qualification, namely, attendance at these Lectures for 20 times in the course of one year; and moreover, this attendance is to be signified to the Stewards under the Professor's hand.

The Professor shall propound each year's Thesis, and he shall cause it to be published in one of the most public London papers, and such publication shall be always within the first ten days of every November: the Essays to be sealed up as customarily in other probationary exercises, and sent to one of the three Stewards, on or before the tenth day preceding the Sunday in every Passion-week, and on the Thursday morning preceding every Good Friday shall the successful Candidate know the Adjudication, and shall within fourteen days receive the medal and the books. Provided always, that at the time of receiving them he gives a promissory note for the payment of Twelve pounds to the Trustees, or owner of the Estate whence arises the Annuity, in case he does not cause such Essay so rewarded to be publicly printed and published within two calendar months. Any opinion advanced in such Essay, contrary to the National Church's Articles, with respect to our Saviour's Divinity, and the personality of the Holy Spirit, shall as utterly disqualify a Candidate from receiving the reward, as the absurdity and weakness of the composition itself; and whether such Essay does advance such opinion or opinions, is hereby left to the decision of them who are constituted Judges of the merit of the Essays. The payment of the aforesaid portion of Twelve pounds out of the Hundred and twenty pounds, is to be made at the same time with the payment to the Professor, and unto the same receivers, who are to give a distinct receipt for the same. The medal and books are annually to be ordered by the Stewards, and whatever expence may arise from the publication of the Thesis in the London paper, and from the copper-plate impressions, is to be defrayed out of the £4 18*s.* allowed for books.

The third division compriseth only the small sum of two guineas, for an Annual Sermon in the University Church, (the subject to have always some reference to Revelation,) to be preached upon every Good Friday, unless it be a constant custom

already to have a sermon in the morning of that day; (for I would have this sermon preached in a morning;) and if such be the present custom, then this sermon shall be preached in the morning of one of these days, (whether it happen to be Sunday or not,) *viz.* the 14th of November, or the 1st of December, or the 10th of the same month, in every year: and a notice of seven days previously to the preaching of it shall be given in the Cambridge Newspaper, or that paper which circulates most generally in the University and Town: if the Professor under this Institution be in orders, he has his choice to preach it, and if not in orders, or chooses not to preach it, he shall have the appointment of the person. But be it always understood—That if the sermon be not publicly published in print, within four weeks from the day of preaching it, the money, *viz.* the two guineas, shall not be received of the Trustees or Owner of this Estate; it shall for every such year so omitted not become due. The advertisement in the paper of such sermon to be so preached shall be paid by the Professor, who (if the sermon be published) may deduct it from the two guineas. The Stewards who give the other before-mentioned receipts are also to give a receipt for this money, observing in such receipt "that the sermon has been printed and published," and when the other sums (if due) are to be paid into the hands of the already named Stewards, this sum (if due) is likewise to be paid.

The fourth and last particular includes only the sum of eighteen shillings (for add £105, and £12, and £2 and 2*s.* there will only want 18*s.* to complete the annuity of One hundred and

£105	0*s.*
12	0
2	2
	18
£120	0

twenty pounds); and this sum of eighteen shillings is by my express order to be laid out in books—The *New Testament*, and (a shilling book) the *Great Importance of a Religious Life:* which books are annually to be sent by the Professor unto one of the Proctors of the University, who is to distribute

them amongst such delinquents (who can read) as shall happen from time to time to be confined or imprisoned in some gaol, spinning or workhouse, or cage, belonging to the said University of Cambridge. Before this sum of 18*s.* shall become due from the Trustees, or Owner of the Estate, whence the Annuity arises, an account under *the Proctor's hand,* "That such books (to the amount aforesaid) have been distributed," shall be transmitted to one of the Stewards already named, who shall produce the same when the receipts for the other sums are delivered; at which time this sum (if due) shall be likewise paid.

If this Institution do not take place, from any non-conformity in the University, within twenty-four months from the day of my decease, it shall not afterwards: but the whole Annuity of £120 shall lapse, and be ever afterwards irrecoverable.

All written with my own hand and bearing date, Bristol, September 22nd, 1768.

(Containing twenty pages.) JOHN NORRIS.

This is the Paper or Book to which my Will (bearing date, June 26th: 70) refers.

Oh my sister! (or whoever shall succeed me) should there be any legal defect in this Institution, avail not yourself of it, but fulfil my *meaning:* depend upon it, you will never be happy (for who bestows happiness?) if you do not act in this instance agreeably to my intention.

This is the Paper, or Book, to which my Will (bearing date, June 26th, 70) refers.

I remember that at the end of the extract from Porteus's sermon, (which extract I have cited) the Reviewers, those pious Annotators, make some such reflection as this:—"We hope that if ever such an Institution does take place, it will be grounded upon a freedom of enquiry." What the *end* of this freedom of enquiry is, the Infidelity of the age loudly and clearly explains. A freedom of enquiry is indeed recommended to us, but it is an unprejudiced freedom of enquiry; and in what heart—in this æra of intellectual pride—shall we find no previous bias? The folly and arrogance is, that the modern free-thinker imagines there

can have been no freedom of enquiry where the result of it corresponds not with its own creed : as if the man whose enquiry led him to the same opinions with those of Burnett of the Charter-house, Pearson, Addison, Nelson, Sherlock, must be more narrowminded, more fettered than he who coincides with Clarke, Clogher, and the liberal translator of the New Testament, &c. &c. But why should I seem to wish to apologize for restrictions which I judge proper to be put upon an Institution that is wholly my own? There can be but one system of Divinity, according to the truth; and this true system is I think contained in one of the petitions of the Church of England—" O holy, blessed and glorious Trinity, three persons and one God," &c.; wherefore I very naturally established this Institution upon what I esteem to be the language of Scripture. It is easily discoverable, even by Harwood's liberal Translation of the New Testament (so liberal as to preserve no Original Text) what falsehoods a Libertine Lecturer might introduce, what a wrong bias upon young minds he might permanently impress. Certain it is, that every seriously thinking man would, upon establishing such an Institution as this, require of its Professor the sanction of an oath not to inculcate principles contrary to those entertained by the Institutor. Not that I desire, nay, it is of all things opposite to my desire, that controversial topics should be debated in these Lectures: The necessity of a Revelation,—The noble precepts of morality, which it has conveyed to us,—The beauties of the Sacred Writings,—these are the things which I wish to be illustrated; only as there must unavoidably be explanations of difficult passages, and seeming contrarieties, and as there will too be sometimes curious questions asked, I would warily guard against notions derogatory from Him who made us, and from Him also, who if this Institution be a righteous one, has influenced me to establish it—notions derogatory from the Son, and the Holy Ghost, both of whom live and reign (in what manner 'tis most true we know not,) with the Father, as one Lord God, to an eternity of ages.

Hallelujah!

One word more—I apprehend that none of our Universities, however so disposed, *could* permit the establishment of an

Institution (of this nature) contrary to the Articles of the Protestant National Church. What objection then can Cambridge in propriety have to my prescribed Oath? The reason why I particularized the oath is obvious—That he who should take it might know its compass: for a general oath, such as would have enforced an unspecified conformity to the Articles of our Church, would have been, I think, abundantly too comprehensive. Infallibility belongs to no earthly communion; there are some of the 39 Articles (as much as I at this juncture recollect of them,) which, if true, would abate my love towards Him who I am now convinced is the only proper object of it.

If this Institution takes place, I would wish that the three Stewards should be presented with Ten guineas each, and that the same sum should be given to each of the Trustees, over and above what may be left to them by my will.

J. N.

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3. *Extract from Will and Codicil of the Rev. Dr. Benedict Chapman, dated respectively Oct.* 8, 1846, *and August* 16, 1852.

WILL.

I leave and bequeath unto the Chancellor, Masters and Scholars of that University five hundred pounds 3 per Cent. Reduced Bank Annuities, the dividends of which I direct shall be paid unto the University Chest till the legacy duty shall have been repaid to the Chest, my object of which is that the foundation for which I give it may eventually have the full interest of my benefaction; and after the Chest has been thus satisfied my Will is that the dividends as they become due should be paid to the Norrisian Professor of Divinity for the time being as an augmentation of his stipend under the same conditions as are prescribed in the original foundation.

CODICIL.

And whereas I have by my said Will left and bequeathed five hundred pounds 3 per Cent. Reduced Bank Annuities to the

Chancellor, Masters and Scholars of the University of Cambridge for the augmentation of the salary of the Norrisian Professor of Divinity in that University; now I hereby leave and bequeath unto them another five hundred pounds 3 per Cent. Reduced Bank Annuities in addition to my former bequest, and I hereby direct, as in the former case, that the legacy duty thereon may be repaid to the University Chest in the same manner as mentioned in my said Will, and that the Professor receive none of the dividends till the University Chest has been repaid what it had advanced, so that the Professor may eventually receive the full benefit of the interest of the whole legacy of one thousand pounds 3 per Cent. Reduced.

4. *Lord Wodehouse's Benefaction.*

The following Grace was passed by the Senate, April 13, 1853:—

The Norrisian Professor's salary for the year 1850—51, amounting to £102 13*s.* 6*d.*, having reverted to Lord Wodehouse, the owner of the late Mr Norris' estate, in consequence of no lectures having been delivered during that year while the Professor held the office of Vice-Chancellor; and Lord Wodehouse having offered the above sum to the University, to be added to the fund lately bequeathed by Dr Chapman for the augmentation of the Norrisian Professor's salary;

To accept the same and to authorize the Vice-Chancellor to communicate to his Lordship the thanks of the Senate.

XI. Jacksonian Professorship of Natural Philosophy.

"In the Name of God This is the last Will and Testament of me Richard Jackson, of Tarrington in Hertfordshire, &c.

"*Item*, I hereby give, devise, and bequeath all that my Freehold Estate at Upper Longsdon, in the parish of Leek, and County of Stafford, now in the Tenure of John Knight, with all rights, members, and appurtenances whatever thereto belonging, to the Master Fellows and Scholars of Trinity College, within the Town and University of Cambridge, of King Henry the Eighth's foundation, their heirs and successors for ever in and for the Trusts herein mentioned, that is to say, that the Master and Bursars of the said College, or one of them shall immediately after my decease procure an accurate survey and map, to be made of the lands of the said estate at Upper Longsdon, with the Buttings and Boundings of the same duly and truly laid down in the map, and set forth in a Terrier annexed to the Survey, to be laid up and preserved in the Archives of the said College. And that when the present Lease, which was made by me on the 5th of April, 1765, to the late John Knight, his Executors, Administrators, and Assigns, for twenty-one years shall expire, that then the Master and sixteen of the Senior Fellows of Trinity College aforesaid, or the majority of them shall, under their Common Seal, set the said Lands to some fair Tenant upon such conditions, and for such rent and term of years, not exceeding twenty-one years, renewable at the end of each seven years, as shall seem best to them for keeping the buildings in repair and the land in good condition, so as shall be most conducive to the purpose herein mentioned; and with regard to the letting the estate at Longsdon aforesaid to farm, my Will is that the same shall be in the power of the Master, Fellows, and Scholars aforesaid, in the same manner and to the same intents and purposes as the estates vested in them by the foundation Charter of Henry the Eighth are by them set and to farm let, Provided that no lease by them made to any tenant shall be for a longer term or duration than for the term of seven years to be computed from the day of the sealing, with the usual seal of the College, each respective Lease: for which sealing and their

attendance thereon, my Will is, that each of the sixteen Fellows who attends such sealing shall receive from the Bursar of the said College the sum of five shillings in money, or the value of one bushel of wheat, according to the rate that the best wheat shall make in the Market of Cambridge, on the Market Day previous to the sealing the said Lease, and the Master of the College to have ten shillings in money, or the value of two bushels of like wheat and no more, the said money for sealing the said Lease to be deducted out of the rents of the said Estate, which grew due the year previous to each respective renewal; and provided secondly, that one-third part of the rent to be paid for the said Estate to be reserved in Corn for the Lecturer and Gardener herein afterwards named, to wit, in good wheat after the rate of forty-eight shillings the quarter, and good malt after the rate of forty shillings the quarter, to be delivered at the said College yearly, upon the rent-days prefixed, or in default thereof to pay to the said College, in ready money, at the election of the said Lessors, the Master and Fellows aforesaid, after the rate of the best wheat or malt that shall be sold in the Market of Cambridge on the next Market Day before the rent shall be due, without fraud or deceit. All Leases otherwise made shall be void in law to all intents and purposes. Also I Will that the Master and sixteen of the Senior Fellows of Trinity College aforesaid, do by mortgage or otherwise raise, as soon as possible, the sum of five hundred pounds on the said Estate, and pay the same as follows, to wit, the sum of one hundred pounds unto Ruth, the wife of Birch of Barton under Needwood, Surgeon, and unto Ann, the wife of Thomas Dawes, of Coleshill in Warwickshire, the like sum of one hundred pound to be retained in the hands of the Bursar or Master of the said College, or to be put out to interest during the life of the said Thomas Dawes, for her sole use, and the principal to be paid to her on the decease of the said Thomas Dawes, or in case he survives her to her eldest son; and the further sum of two hundred pounds to Elizabeth Shipton of Highwall Hill, in the parish of Yoxall in Staffordshire, and the remaining hundred pounds for the survey and mapping of the said Estate, and providing an Apparatus for the use of the Lecturer: And my Will is that the said Master, Fellows and Scholars of Trinity College aforesaid, after setting so much of the rents of the said Estate apart as will yearly pay

the interest of the said five hundred pounds, and also a further part of the said rents (not exceeding twenty pounds a-year) apart to be applied towards discharging part of the said principal, and so on yearly, till the whole is paid off, shall divide the remainder (the necessary expense of collecting the same being first deducted) into five equal parts, and pay one-fifth part of the same to the Head or chief Gardener of the University Physic Garden there for the time being, and shall pay the remainder, without deduction, except the necessary charge of collecting, to a Lecturer, Professor, or Demonstrator of Natural Philosophy in the said University, on his bringing a certificate, signed by eight Scholars at least, who have attended his Lectures for twenty days out of sixty, that he has duly gone through a course of Demonstrations, Exhibitions and Lectures, according to the articles set forth in a Schedule hereto annexed. And my Will is that such Reader or Professor be chose by the Regent Masters of Arts only of the University, who have been resident there for the greater part of the year previous to the day of election, (excepting only such Masters of Arts as are under one year's standing, who may vote though they have not been resident for that term); which said Regent Masters, on notice given to them by the said Master Fellows and Scholars aforesaid (or any of them) of this my devise, shall assemble publicly on some day to be fixed by the Master of Trinity or the Vice-Master, in some of the public buildings belonging to the said University, or in the Hall or Chapel of Trinity College aforesaid, or the open Court there, and within one month after such notice given to them, by the said Master Fellows and Scholars or any of them, by fixing up a writing on the School-doors, of St Mary Church, the door of the Regent House, or any of them, and shall by Poll, to be taken by the Proctors for the time being, or if they or either of them be absent, then by the two Junior Masters Regent then present (neither of whom is Candidate for the office of Lecturer) choose by majority of votes, given in writing, under the hand of each, to the Proctors or Junior Regents aforesaid, such person as they shall in their own proper judgments look upon to be best qualified by his knowledge in Natural Experimental Philosophy and the practical part thereof, and of Chymistry, to instruct the Students in the said University in the said Sciences, such Lecturer to be a Member of Trinity College (either Fellow or not),

if such be found equally qualified with any other Candidate, and preference to be given *caeteris paribus* to a Staffordshire or Warwickshire, or Derbyshire or Cheshire Man; which Lecturer being so chosen by a majority of the said Regent Masters as aforesaid, (and in case dispute arise about the majority, then the same to be determined by the Vice-Chancellor of the University, the Provost of King's College, and the Master of Trinity College there, or if either of the two last be Vice-Chancellor, then by the Master of St John's College, so as to make up three, or by the majority of such three) shall within twelve calendar months after the day of his election, read publicly a course of Lectures on Anatomy, Animal Economy, Chymistry, Botany, Agriculture, or the Materia Medica at large, with due and proper exhibitions of the subject to be read upon, or whose properties are to be explained or enquired into, together with proper Dissections, Analyses and Experiments upon the subjects of the same, according to their respective natures, as may compose a due series of experimental lectures and such practice as may truly thence result for confirmation of what is known at present, or for making further discoveries in any branch thereof as may best tend to set forth the Glory of Almighty God, and promote the welfare of mankind, by making further progress in the practice of physic or of agriculture, and the investigation of the relative properties of various earths, sands, clays, marls and the like to each other, so as they best may answer the growth of useful vegetables therein, and also in a more precise investigation of the properties of what is or may hereafter be part of the Materia Medica, so as to form a more certain practice than at present exists of the art of curing diseases or preventing or making life more easy under them; and here it is my serious request that the said Lecturer will in this Disquisition have an eye more particularly to that opprobrium medicorum called the gout, both in getting a better history of the disorder itself, and the symptoms preceding, attending and following it, than is extant at present: Also of the best method of procrastinating the fits from coming by the use of diet and the other non-naturals: And in finding a medicine that may cure it (of which I have no doubt from the goodness of God that a discovery may be made); and my further request to the Lecturer or Professor is, that herein he will adhere to plain facts, both in the history and narrative of expe-

riments without adding any hypothesis (unless after the manner that is done by Sir Isaac Newton at the end of his Optics): But of this it is my intention, God willing, to draw up a more regular scheme or Series Lectionum, directing what is to be shewn, and what is to be tried or done in a separate paper, to be kept annexed hereto. And my Will is that the Lectures be read on thirty-six several days, and not less than one hour at each lecture, on some of the days between the beginning of Michaelmas Term and the Commencement, yearly; and that the said Lecturer or Professor do admit to the same, without fee or reward, twelve persons, four of whom to be of Trinity College, if they choose to attend, and the other eight out of the University at large, yet so that none of these shall have access to more than two of these courses of Lectures gratis, and that each of these shall attend at least thirty of the Lectures, and in case of neglect, others to be taken into their places, either in that course or in the next ensuing course. And my Will is, that at the end of the said course, the Bursar of Trinity College on such Lecturer producing a certificate as aforesaid, under the hands of eight Scholars as aforesaid, shall pay to him or his legal order the whole product of the Estate at Upper Longsdon aforesaid, clear as it came in the preceding year, excepting a fifth part of that sum yearly, which the said Bursar is hereby desired and directed to pay to the Chief or Head Gardener of the Physic Garden in the said University, who in consideration thereof is required to furnish the said Lecturer or Professor with two or three (at least) specimens (either green if it may be or dry) of such plants or parts of plants as he may want to shew or examine in his Lectures, and which are of the growth of this Kingdom, he the said Professor giving the said Gardener a list of what plants he shall want a fortnight at least before the time they will be wanted: But in case the said Lecturer or Professor shall neglect or omit the said sixty days' Lectures for the term of one whole year, then the Master Fellows and Scholars of Trinity College aforesaid, or some of them, or the Bursar on default of a certificate being brought to him that such Lecture had been duly read as aforesaid, shall give public notice by the ways and means aforesaid of such omission; for which the said Bursar shall and may out of the said rent receive five pounds for his trouble; and then the said Regent Masters as aforesaid are requested within one

calendar month after such notice, on a day to be fixed by the Master of Trinity College for that purpose, or in his absence, by the Vice-Master, to elect some other person qualified as aforesaid to be Lecturer or Professor in the same manner as if the former Lecturer was naturally dead: And in case the said Regents neglect or omit to choose a new Professor or Lecturer within the time aforesaid, then the Vice-Chancellor for the time being, the Provost of King's College and the Master of Trinity College, or the majority of them (taking in the Master of St John's College if either of the two last happen to be Vice-Chancellor) shall appoint a Lecturer to and for the purpose aforesaid, and according to the forementioned qualifications, provided always that no person, who by his neglect or omission of the said sixty Lectures has vacated his place, shall ever be chosen again or reinstated in the same. And my Will is, that such rents as may arise or grow due during the time that a vacancy shall happen in the said Professorship by the death of the said Reader, or his neglecting his duty, shall be paid in equal shares to two of the Students (whether Scholars of the House or not) of Trinity College, who took the degree of Bachelor of Arts with most reputation previous to the day on which the said rents may grow due: And in case any doubt or dispute shall arise about the due reading of the said Lecture, or the proper subject of it, or the payment of the salary of the Lecturer or Gardener of the Physic Garden respectively or any other point or case relating to the premises herein contained, then my Will is that the same be determined by the Provost of King's College, the Master of Trinity College, and the Master of Saint John's College in Cambridge, or the majority for the time being of them, and in case they shall be divided in their opinions, then by the Vice-Chancellor for the time being (unless he happens to be head of one of the three Colleges, and then by the Bishop of Ely for the time being), whose determination shall be final. But if any person shall think himself aggrieved by such determination, and carry his plea to any other Court of Common or Civil or Ecclesiastical Law or Equity, then my Will is that by such process or appeal he or they shall be immediately and fully barred and deprived of all profit and benefit arising from the hereby demised premises as fully as if this Bequest had never been made."

Extract from a second Codicil to the above recited Will of the Rev. Richard Jackson, dated July 5, 1781.

" In case the Course of Lectures at Cambridge are omitted to be read, or the Lecturer, in case of a vacancy, chosen for one calendar year, I then devise the whole year's rents of the Longsdon Estate to be paid by the Vicar and Overseers of the Poor of Leek, to be applied in apprenticing children thereof.

To the Master, Fellows and Scholars of Trinity College in Cambridge, Richard Jackson presents

" A sketch of the form of Lectures in Practical Philosophy which I would have followed by my Professor or Lecturer in the University of Cambridge:—

" As my design in founding this Lecture is the promotion of real and useful knowledge, my opinion is, that this cannot be done to any good purpose by mere reading a Discourse or Disquisition, or Essay, but shewing and doing something in the way of experiment upon the subject undertaken to be treated, and my intention in this being to lead young persons by the most easy, natural, and as much as may be geometrical method of conducting these inquiries into the properties and uses of natural bodies, whether mineral, vegetable, or animal, and their relative effects upon each other, I therefore recommend the method which Boerhaave has followed in his practice of chymistry to be pursued in these Lectures. That is, the natural body which is the subject to be inquired about is to be exhibited in its genuine simple state, the obvious and distinguishing marks of it shewn, so as to specify wherein it agrees, and wherein it essentially differs from other bodies that are like it; what effects various degrees of heat or cold have upon it, either in disclosing the qualities which it possesses unchanged, or how and into what different or contrary qualities it does change them. The same method I recommend to be pursued in the application of water, spirits, oils, or those things which are called Menstruums in general, to any natural body which is the object of inquiry, always beginning with the simplest and most easy operations first, and remarking accurately, and recording honestly, all the appearances which arise in the course of the experiment. Not

that my design is in setting down these rules, (which I write in the order in which they occur) to tie the Lecturer down to Boerhaave's plan, or the plan of any other man, but to recommend it as the most easy and methodical scheme that I know of investigating and of exhibiting to beginners the real properties with which natural bodies are endowed, unaltered and unchanged as much as may be, by the effects of fire or the like, and what effects they have upon each other when applied together in the simplest manner.

"The field before us is immense, and unless circumscribed by some bounds, and limited by some rules, more likely to puzzle or overwhelm the poor faculties of our minds than to inform and enlarge that information which experiments may bestow, so that among the many objects of inquiry, as my intention is to direct this Lecture to the point which may be of most use to mankind, I recommend an inquiry into those things which we cannot be without, and upon which not only our well-being but our very existence in this world depends. I mean in the first place, the properties of air and water, heat and cold, and what has a considerable share in the effect of all these, the powers of electricity.

"This may seem very trifling, as these are common things, which we all of us think we are well acquainted with. But to shew how little we know in reality I will only give one instance of the discoveries that have been made within the compass of my own memory with respect to air, that from thence a judgment may be formed how much it is still behind, or in plain English, how great our ignorance of its properties is. I owe the recovery of health from diseases, which no medicines could reach, to Buxton Water. In the year 1760, after being ill of the gout, by drinking some beer which proved to be a little stale, it seized my stomach, and though Dr Ash was employed, and used all the means which the present practice of physic suggested, it continued for near ten weeks, with intermission, by fits indeed, but in the main very bad, till I was at death's door, so that at last he ingenuously said, 'Bath, Buxton, or the grave.' I chose Buxton, and went directly, and by drinking a small quantity at the spring head, in three days' time my pains went gradually quite away, and appetite, with a good digestion, returned. I had been often at Buxton before, and knew that the water contained neither salts, sulphur, nor steel, nor any other mineral with which other

medicinal waters are usually impregnated; at least none of these had yet been discovered, nor do they I believe exist in it. To what then could the very great effect which I experienced from these waters be owing? I guessed, though it was only surmise, but such a surmise brought conviction with it, that their force lay in those little bubbles which are incessantly rising in those waters at their springing out of the earth. This surmise struck me more forcibly on seeing by chance the image of the sun reflected from the water of Bingham Well, at its rise between the two open rocks where it springs. The stream is small and shallow, but the whole of it appeared as if full of electrical sparks.

"The properties of newly generated air were not then known nor its anti-septic qualities suspected. I refer to the dates of Mr Brides' Experiments and those of Dr Brownrig, Mr Cavendish and others, to shew how late these discoveries are; and it is but yesterday since we knew that what is fatal if taken into the lungs, is a most efficacious medicine through the stomach; that one kind of newly generated air extinguishes flame, and that a different one kindles at it, with many other properties which I do not mention, and only mention these to suggest my strong suspicion that we are ignorant of more qualities (and those of vast activity) which belong to it than we at present are acquainted with, and as such I recommend it as a subject well worthy of further examination by experiment.

Hints relating to the Physiological Lectures upon Plants.

"When any particular plant is made the subject of disquisition, the first thing to be done must be to ascertain the particular species which your thoughts and experiments are then employed about, and this by enumerating the most obvious and most distinguishing outward marks and characters, by which its genus tribe and species may be known and made apparent to a common understanding, and if there be two or more plants of the same family whose appearance is so much alike that there is danger in mistaking one for the other, then by an actual exhibition of both to obviate this difficulty, and shew the distinguishing mark by the which one may be certainly known from the other. In order to set forth this in the clearest light, it may be necessary to give an historical account of the natural place, of the growth,

time of springing, flowering, seeding and decaying of each, with the best method of culture that is known, wherein the Gardener is to give his assistance, and speak either from his own knowledge and experience, or produce his authority (if he speaks upon the declaration of others). The subject matter being in the first place ascertained, the next will be to point out wherein the virtue or valuable and useful part (either as to a nutritive or medicinal quality to man or other animals, or as an instrument in preparing or fitting any other things for use) resides; whether in the whole plant or any of its parts, as in the flower cup, flower chive, seed, or coat of seed, pith, bark, or any, and which, part of bark, skin or any other covering, root, or in short any other part of the subject, together with the best and easiest method of developing and exhibiting its properties unaltered.

"The theory of ascertaining the virtue of plants from their sensible qualities is too superficial, as is the doctrine that plants of the same genus or class are of similar properties, or that much of these properties may be collected from the place of their native growth. These, and all such schemes as these, can never bring mankind into any real knowledge of the distinguishing properties, so as to enable them to make right use of the good, and guard against the bad qualities which they possess. This only can be learned by making particular experiments upon every particular part of each plant. An instance of which, to go no further than the product of almost every (*sic*)
may be seen in the poppy, the meal of whose seed is a mild nutritive Balsamic, and the juice, besides the bitter taste and rancid smell, which lie obvious, is possessed of that amazing faculty of depriving the bodily organs of the power of sensation, which nothing but actual trial could possibly discover. So that in short my intention in founding this practical Professorship of Physiology is, that the Reader shall in public experimentally exhibit to young persons the most easy and natural, and best approved method of discovering and demonstrating the medical or nutritive, or domestic properties of bodies of the Mineral and Vegetable Kingdoms, and make the object of his private experiments and disquisitions their more hidden and concealed properties, but to publish them for public good as soon as discovered, and to make those several parts of all, which have been looked upon as useful in gouty cases, the first objects of his inquiry;

and see which are useful, and wherein they are so, and which are worthless, so as to throw them aside."

On the whole

"My intention is that this shall be an Experimental Lecture, wherein something shall be shewed, something shall be done, and something shall be read by the Lecturer to the young Students who attend his Lectures, the number of which is set forth in my Will. That is, the natural bodies which are the subject of experiment or of inquiry shall be exhibited by the Lecturer to the Students, by laying specimens of each before them which are genuine, and the obvious and primary properties as they appear in shattered condition pointed out, so that they may be distinguished by their peculiar characteristicks as far as can be this way done from all other bodies whatsoever. In the next place, there shall be a course of experiments made and exhibited by the Lecturer to the said Students, upon the natural bodies so exhibited to them in the way of Chymical Analysis, beginning with the gentlest and most simple operations, and proceeding as much as may be in a geometrical gradation to the more complex, in the manner of Boerhaave's Chymistry; whereby the more hidden properties of natural bodies, and the relative qualities and effects which they have upon each other, and the changes which they operate on one another, may be developed as much as may be and faithfully laid open.

"And lastly, that along with, or after such exhibition and course of experiments (which experiments shall at least be thirty different set processes and operations), that the Professor or Lecturer shall, in a plain discourse in English, set forth all the phaenomena that occurred in the performing or exhibiting any and each of them, in the natural order that they appeared, with the final result of each, and what general doctrines may be raised from the whole; and that after the whole course of thirty-six Lectures and thirty Experiments thus read and exhibited to twelve Students at least, and their respective personal signing the certificate mentioned in my Will, that the said Lecturer, before he receives the said salary, or any part thereof, deliver, or cause to be delivered to the Vice-Chancellor of the University of Cambridge for the time being, two copies, fairly written, of one of the Lectures which had been read by him

within the course exhibited that year, one of the said copies, signed and dated by the said Vice-Chancellor, and the Lecturer, to be laid up in the Public Library of the University and the other in the Library of Trinity College, annually for ever; such Lecture each year being different from that of the preceding year, and yet so connected in general as to form a rational series of experimental doctrines: And as to the Gardener of the Physic or Public Garden of the said University, it is required that before the Legacy devised to him by my Will, or any part of the said Legacy be paid to him, that he shall have furnished to the said Lecturer of Physiology all such vegetables or parts of vegetables, being of the natural growth of these Kingdoms, as he may require, or shall be necessary or useful to him in the course of the said Lecture, of which delivery the Professor or the major part of the twelve Students, required by my Will to attend the said Lecture, shall sign a certificate, to be by him delivered to the Master and Senior Fellows of Trinity College; and that the said Gardener for the time being shall at the time of delivering the said certificate, deliver also an account in writing of ten different experiments which he had or shall have tried within the course of the preceding year, and which relate and tend to illustrate the rational culture of two at least of such vegetables as are most useful for food in the first place, and in the next as medicines to man, or any species of animals, setting forth therein the nature, qualities or composition of the several sorts of soil or composts, the degree of moisture or dampness, heat and cold, the effects of transplanting, grafting, inoculating, pruning, or other manual operations, on the vegetable or soil it was planted or grew in, which have by his own experience been found useful or hurtful to the growth of all and each of the several species of plants, which are by him subjected to trial, together with a detail of the said experiments, in the order tried by him, and the good or pernicious effects of each honestly set forth; and herein I more particularly recommend an inquiry into the nature of such vegetables as will grow on sandy and gravelly or rocky soils and mountainous places which are now commonly naked, and reputed irremediably barren, which may be useful for food, medicine, manufactures or timber; and also such manures or composts, and intermixing or changing several soils, which may promote the growth of useful vegetables on such soils; making

inquiry in our own and foreign nations what vegetables of any kind grow naturally therein, and trying whether by culture of any sort, or meliorating the several different earths, they may not be improved, so that those parts of the earth which are now useless or barren may bring forth something that may in some way be beneficial; and that the said Gardener's labours and experiments herein may be of use to mankind, I forbid him to spend his time in such trifling occupations as those people called Florists commonly spend their time on, as varying the colour or increasing the size of a tulip, ranunculus, &c., but in the culture of plants, useful as aforesaid to mankind, so as by a sagacious and well planned series of useful trials, a good and sure foundation may be laid for a system of rational agriculture.

"I recommend, in the first place, an Experimental Analysis of Lime Stones, their various kinds, and distinguishing marks, and the comparative goodness of each, and particularly wherein their activity lies, as experiments shall discover, and how and what effects they produce on animal and vegetable bodies, or different soils, and on what soils or kinds of soils they are more or less beneficial or hurtful, and what vegetables they assist or deprave the growth and goodness of, and in what quantity the several kinds of it may be best applied as medicine or manure. And as I have devised one-fifth part of the net produce of the rents of the Estate at Longsdon to be paid yearly to the Gardener of the Public Garden of the University of Cambridge, my Will is, that the said Gardener, besides furnishing such plants as may be required by the Physiological Lecturer as necessary for his Lecture shall, in consideration of such his share of the said rent, apply himself to investigate the nature and best method of such herbs of all sorts shrubs and trees, as are useful for food to man or cattle, and will by culture be made to grow on boggy, sandy, gravelly, or any other kind of land, which at present is by the said properties, or some other bad qualities, barren and unproductive of anything useful; and as the Moorlands of Staffordshire, near Longsdon, furnish many kinds of soil which are now unfruitful, and the Estate itself is naked of wood about the house, and all the hills around it void of trees, while the Alps and many parts of the Highlands of Scotland, and north parts of America are clothed with useful timber, though in a loftier, colder and more barren situation than any part of the

Moorlands or Peak, my Will is, that the said Gardener do, in the first, apply himself to the surrounding the said Farm at Longsdon with hedges that may shelter and be of use in keeping the inclosures warm, and also in planting it with such trees, either single in rows, or in clumps, as by experience are found to flourish in such situations and such soils as that of Longsdon. And in doing this I recommend that he would rather employ such shrubs and trees of the growth of cold foreign climates, both for fencing and timber, than of those which are in use in this nation, still having regard to those of which some experience has been had in the Physic Garden of Cambridge, or other place within the Gardener's own knowledge, that time and costs may not be lost in planting things at Longsdon which previous trials have shewn to be such as to promise no good. The same rule I would recommend to be followed in culture of herbs and grasses on boggy, sandy, gravelly or other such barren soils; that is, to have recourse to the product of such kind of places in foreign countries as of like sort with the soil of our own, on which however the annual product exceeds that of our country. But still not to disregard or neglect the plants which are natives of our own barren,—which I know may be much meliorated by proper culture. And my Will is, that if the said Gardener shall want any portion of land belonging to my said Estate at Longsdon, on which he may think it right to make plantations of trees, shrubs or herbs, that the College shall permit him to have it, and in what quantity, and in what part of the Estate he shall;—he, the said Gardener, making such abatement of rent to the Tenant, in proportion to the quantity and quality of the land so appropriated as the College shall appoint, and this I do on the especial confidence that such use will be made by the Gardener of the land so taken by him as will render the Estate better, and not worse, as this last must diminish his own salary, and improving the value of the Estate increase his own salary in proportion. And my Will is, that fifty trees be each year planted on the land, and well fenced."

XII. The Disney Professorship of Archæology.

The Indenture, made May 28, 1851, between John Disney, Esq., of the Hyde, in the Parish of Ingatestone, in the county of Essex, of the one part, and the Chancellor, Masters and Scholars of the University of Cambridge of the other part, recites that the said John Disney had recently presented to the University his collection of statues and works of art; that he is desirous of founding and endowing a Professorship in the said University, to be called the Disney Professorship of Archæology, and of providing a fund for the payment of a Professor, who shall deliver Lectures on the subject of antiquities and other matters and things connected with antiquarian research and the fine arts; and that he had transferred into the names of the Chancellor, Masters and Scholars, the sum of £1000 3 per Cent. Consolidated Bank Annuities to be held by them upon the Trusts thereinafter declared.

It is then declared and agreed:—

1. That the Chancellor, Masters and Scholars shall, as soon as conveniently may be, establish and maintain in the said University a Professorship, to be called the Disney Professorship of Archæology, and pay the annual proceeds of the said Bank Annuities to the Professor for the time being.

2. That the first appointment to the said Professorship shall be made by the said John Disney, who shall and may during his life, so often as the office shall become vacant, of his own free will appoint by writing under his hand and seal a person to hold the said Professorship, such person being a Member of the University of Cambridge, who has taken the Degree of Master of Arts or some higher Degree in the same University.

3. That after the death of the said John Disney, whenever the said Professorship shall become vacant by effluxion of time, or by the death or resignation of the Professor, or from any other cause whatever, it shall be lawful for the Vice-Chancellor and Heads of Colleges, and in the event of their disability from

absence or illness, their respective deputies or locum tenentes, and they are hereby required, within six calendar months after any vacancy, to nominate and appoint the same or any other Member of the said University who shall have taken the Degree of Master of Arts, or some higher Degree, to hold the said Professorship.

4. That it shall be the duty of the said Professor to deliver in the course of each academical year, at such days and hours as the Vice-Chancellor shall appoint, six lectures at least on the subject of classical, mediæval and other antiquities, the fine arts, and all matters and things connected therewith.

5. That the Professor may hold his office for five years, but no longer, unless he be re-appointed in manner hereinbefore described; and that having in each academical year delivered six lectures as aforesaid to the satisfaction of the Vice-Chancellor and Heads of Colleges, he shall be entitled to receive the dividends and profits arising for that year from the above-named Bank Annuities.

6. That if the Professor shall in any year fail to deliver six lectures as aforesaid, and shall not give to the Vice-Chancellor and Heads of Colleges a satisfactory reason for such failure, or if he shall at any time conduct himself in a manner unbecoming his station and position in the University, it shall be lawful for the Vice-Chancellor, with the concurrence of a majority of the Heads of Colleges, to declare the said Professorship vacant, and thereupon a new Professor shall be appointed in the manner before described.

And lastly, that whatever dividends and profits may accrue during any vacancy of the Professorship shall be paid to the Professor next appointed in the manner aforesaid.

Cambridge: Printed at the University Press.

TRUSTS, STATUTES AND DIRECTIONS

AFFECTING THE

Scholarships and Prizes of the University.

SCHOLARSHIPS OF THE UNIVERSITY.

I. The Craven Scholarships.

1. *Extract from the Will of John Lord Craven.* 28 *May* 1647.

Item. I give and bequeath to my Executor all my lands and hereditaments in Canserne in the County of Sussex (which said lands I bought of Mr. Maynard) to this intent and purpose; that out of the yearly profits of the said lands, tenements and hereditaments one hundred pounds a year be raised towards the maintenance of four poor Scholars, whereof two to be in the University of Oxford, and two in the University of Cambridge; the Scholars who are to have the benefit of this maintenance in Oxford shall be chosen by the Vice-Chancellor, the King's Professors and the Orator there for the time being, or the greater part of them, and so likewise in Cambridge by the Vice-Chancellor, the King's Professors and the Orator there for the time being, or the greater part of them: Yet my will is that if any of my name or kindred shall happen to be poor, and to be a Scholar in either University, he shall be preferred to have the benefit of this maintenance before any other Scholar whatsoever; and my will is that the said annuity and maintenance shall cease and determine to any such Scholar after he hath been in the University by the space of fourteen years; and likewise it shall cease and determine to any such Scholar that shall attain unto any preferment of a double value, and then the said annuity so determining shall be bestowed upon some other poor Scholar.

2. *Conveyance and Indenture of William Lord Craven,* 5 *July*, 1664.

An Indenture made 5 July 1664 between William Lord Craven of the one part, and Sir John Baber of Covent Garden in the County of Middlesex Knight, Dr. Allestry, Dr. Fell

and Dr. Dolben of the other part, recites the above extract from the Will of John Lord Craven (28 May 1647); recites also that the said William Lord Craven, although he had just cause to take exception to the said Will, yet was content and ready to confirm the said charitable uses appointed out of the said manor and farm of Canserne, and other the premises; and although he were in parts beyond the seas at the time of the making of the said Will, yet by his officers in England he did pay the Scholars appointed in both the said Universities, according to the intention of the said Will, until the late usurping power did possess the whole estate of the said William Lord Craven, and by colour of a commission of their own making, by which they did appoint commissioners of their own choosing, who by colour of the said commission did enter upon the said manor and farm of Canserne and other the premises, and did dispose thereof to such hands that did determine the rents and profits thereof, and did not pay the said Scholars, by which means they came much in arrear; and the said William Lord Craven returning into England as soon as possible he might, did regain the possession of the said manor and premises, and was ready and willing to have the said charitable uses performed. The Indenture recites further, that the said William Lord Craven, for the better performance of the said charitable uses, by the assent of both the said Universities, by his deed of bargain and sale bearing date with these presents and enrolled in the high Court of Chancery, for the consideration therein mentioned, had bargained and sold the said manor of Canserne and other the premises unto the said Sir John Baber, Richard Allestry, John Fell and John Dolben, their heirs and assigns, and to the use of them, their heirs and assigns, for the better management of the rents, issues and profits of the premises and performance of the said charitable uses.

The Indenture then declares that the Scholars that are from time to time hereafter nominated by the said William Lord Craven during his life-time, and after his death that are duly elected in either of the said Universities or hereafter shall be duly elected according to the intention of the said last Will, shall have their respective stipends of twenty-five pounds per annum duly paid by half-yearly payments, that is to say, twelve

pounds ten shillings at the end of every six months, as the rents of the said manor and premises can be got; and the said Scholars in the first place to be satisfied and paid the said pensions or salaries. The Indenture declares further that all arrears due to the then existing Scholars should be paid as soon as there should be a surplus out of the rents and profits of the estate over and above the said yearly payment of one hundred pounds to be paid to the said Scholars.

The Indenture then provides for the safe custody of all deeds and writings, and for the renewal of the trust from time to time for ever.

3. *Memorandum; and Letter of William Lord Craven,* 13 *August* 1681.

Memorandum. That the Vice-Chancellor and other electors being met at the time and place and for the purpose above specified (2 August 1681, for the election of a Scholar) taking notice that the late Exhibitioner, John Atkinson, has discontinued from the University almost the whole time of his enjoying the said Exhibition, contrary to the design and will of the benefactor, did thereupon require a promise from the Scholar recommended to them by the Lord Craven to keep constant residence in the University during the whole time of his enjoying the benefit of the Exhibition, and never to go out of it without leave first asked and obtained from the Vice-Chancellor for the time being; which thing he promised duly to observe.

At the same time also it was agreed by the persons above-mentioned, that a letter, to be drawn up by the Vice-Chancellor, should be sent to the Right Honourable the Lord Craven, signifying those their proceedings, which was accordingly done; and an answer from his Lordship returned, which I was ordered by the Vice-Chancellor to transcribe in this place, as followeth,—

"Sir, Drury House, 13 August 1681.

Your and the rest of the electors ready compliance with the recommendation of Robert Tophan to one of my late brother's Exhibitions (signified by your letter received the other day) has

very much obliged me. I am also sensible of your great piety and care to fulfil my brother's intention in his Will, which, I agree with you, could be no other than that the Exhibitioners should continue and reside in the University, and therefore do fully concur with you in your injunction of residence upon the person now elected, and desire that all future elections into those Exhibitions may be subject to such construction and condition.

But as for Robert Pearce, seeing he was not expressly limited when elected, and (as you are pleased to observe) has but little longer to enjoy it, I am content, if you and the rest of the electors please, that he hold it till his time expire. In the interim I shall endeavour to speak with him, having some intimation where to find him, and acquaint him with your and my sentiments upon his non-residency. I am in all readiness to serve you,

Sir,

Your most affectionate

Friend and Servant,

For the Rev. Dr. Humphrey Gower, G. CRAVEN."
Vice-Chancellor of the University of Cambridge.

4. *Rules* (*made* 8 *Dec.* 1701) *for the choice of the Scholars.*

Lect: et concess: 27 Novembris 1701.

Cum Scholares duos liberali admodum Exhibitione sustentari curaverit Illustrissimus Comes de Craven, in iis autem eligendis nullam omnino assignaverit methodum; placeat vobis ut dignissimus Dominus Pro-Cancellarius, Professores Regii, et Orator Publicus per ultimam praedicti Comitis voluntatem electores hac in parte nominati, una cum reverendis viris Domino Gulielmo Dawes, et Doctore Carolo Roderick, legitimis hujusce donationis Fiduciariis, Syndici vestri constituantur; utque Academiae nomine ipsis aut ipsorum ad minus quinque (quorum unus sit Dominus Pro-Cancellarius) regularum quae in posteris electionibus ratae sint figendarum potestas plena concedatur.

RULES for the choice of LORD CRAVEN'S SCHOLARS (made 8 Dec. 1701) by the SYNDICS appointed by the University in that behalf.

1. That the Vice-Chancellor upon the declaring a vacancy of one of the said Scholarships by the majority of the electors

shall within five days cause a writing under his hand, intimating the said vacancy, to be fixed at the door of the public schools, and that no election shall be proceeded upon before fourteen days, nor deferred above three months after fixing the said instrument.

2. That all Scholars who desire to be candidates for the said Scholarships shall present themselves within the said fourteen days to every one of the electors, to be examined in the languages, whereof a competent skill in the Greek and Latin shall be a necessary qualification.

3. That in relation to the difference of standing of each candidate an equitable consideration shall be had of their improvement in the arts and sciences.

4. That within six days after the time limited for the said examination the Vice-Chancellor shall summon the electors, and together with them shall agree upon the time and place for making the said election.

5. That he of those so examined who shall be chosen by the majority of the electors then present shall be deemed effectually chosen; provided there be present at least four of the electors, whereof three at least consenting to the election.

6. That no deputies shall be allowed to vote.

7. That no Scholar hereafter to be chosen shall be absent from the University without the leave of the Vice-Chancellor, pursuant to an order made by the electors and approved of by a letter from the Right Honourable the Earl of Craven, dated 13 August 1681, and that such absence shall not be allowed upon any account whatsoever for above three months in the year without a special licence from the Vice-Chancellor and the major part of the Electors then present in the University.

5. *Grace of the Senate*, 31 *Oct.* 1724.

Lect: et concess: 31 Octobris 1724. Cum regulae jampridem a Syndicis vestris constitutae de forma electionis duorum Scholarium ex fundatione Honoratissimi Domini Craven, Baronis de Ryton, incertum reliquerint ejusmodi electionis exitum si forte eligentium suffragia in aequales partes fuerint divisae, quod in electione jam praesente accidisse compertum est: Placeat vobis, ne lis indirempta maneat, ut quoad praesentem hanc electionem ille e candidatis parem suffragantium numerum habentibus pro electo

habeatur, quem Honoratissimus dominus de Craven, utpote summus et praecipuus in illustri Fundatoris familia, anteferendum duxerit; in futuris autem electionibus, si eadem quae nunc suffragiorum paritas contigerit, ea pars praevaleat a qua steterit Dominus Pro-Cancellarius.

6. *Extract from Order in Chancery, March* 9, 1819.
Attorney-General v. *Bishop of Llandaff.*

This Court doth order that the annual allowance of twenty-five pounds each to the four poor scholars to be hereafter elected, as mentioned in the Testator's Will, be increased to the annual sum of fifty pounds each; and that the number of scholars be increased by adding six more, to be elected in the same manner as the present scholars are elected, and as directed by the said Testator's Will, that is to say, three scholars from each of the Universities of Oxford and Cambridge, with the same annual allowance of fifty pounds each; and that the said annual allowance to the said ten scholars shall cease after the expiration of seven years from the date of their election, or on any such scholars attaining to any preferment of double value; and the same preference to poor scholars of the Testator's name and kindred, as mentioned in his Will, to be preserved with respect to the said six additional scholars.

7. *Extract from Order in Chancery, June* 22, 1841.
Attorney-General v. *Bishop of Llandaff.*

His Lordship doth order that out of the surplus income of the Trust Estate and Funds in the petition mentioned an addition of twenty-five pounds per annum be made to each of the ten now existing scholarships in the petition mentioned, so as to make the yearly amount and value of each and every such ten scholarships the sum of seventy-five pounds a-piece.

N.B. The last appointment of new Trustees was made July 17, 1850; the estates were then conveyed to Charles James, Lord Bishop of London, John, Lord Bishop of Lincoln, Charles Richard, Lord Bishop of Winchester, Samuel, Lord Bishop of Oxford, John, Lord Bishop of Chester, and the Very Reverend Henry Hart Milman, Dean of St Paul's.

II. The Battie Scholarship.

1. *Dr. William Battie's Deed of Gift.*

This Indenture, made the thirtieth day of September, in the twenty-first year of the reign of our Sovereign Lord George the Second, by the grace of God of Great Britain, France and Ireland King, Defender of the Faith, &c., and in the year of our Lord seventeen hundred and forty-seven, between William Battie, Doctor in Physic and Fellow of the College of Physicians in London, of the one part, and the Chancellor, Masters and Scholars of the University of Cambridge, of the other part: Whereas the said William Battie was educated at King's College in the said University of Cambridge, and during his scholarship in the said college had one of the exhibitions commonly called Lord Craven's Exhibitions, given unto and conferred upon him, whereby he was enabled to maintain himself in the said University and encouraged to proceed in his studies; Now this Indenture witnesseth that the said William Battie, being duly sensible of the great benefit he received from the said exhibition, and also considering that benefactions of this nature tend to the advancement of religion and learning, and are a great support to such scholars who unhappily labour under indigent circumstances, out of a grateful sense of his own obligations to the said University, and as a perpetual acknowledgment for the same, and in consideration of the sum of five shillings of good and lawful money of Great Britain to the said William Battie in hand well and truly paid by the said Chancellor, Masters and Scholars at or before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, hath given, granted, bargained, sold, aliened, enfeoffed and confirmed, and by these presents doth give, grant, bargain, sell, alien, enfeoff and confirm unto the said Chancellor, Masters and Scholars, and their successors for ever, all that messuage or tenement with the appurtenances now or sometime heretofore

called or known by the name of Pogell's, or by what other name or names soever the same is or hath been called or known, situate, lying and being in Hitcham in the county of Suffolk, and wherein one John Turner did formerly inhabit and dwell; and all those several closes, pieces or parcels of ground with the appurtenances commonly called or known by the names of the Pightles, containing by estimation one acre, be the same more or less; the lawn, containing by estimation two acres and twenty poles, be the same more or less; Great Hall Croft, containing by estimation two acres, one rood and fifteen poles, be the same more or less; Little Hall Croft, containing by estimation one acre, two roods and four-and-twenty poles, be the same more or less; a piece of land, parcel of the lawn, containing by estimation two acres, one rood and twenty poles, be the same more or less; Home Croft, containing by estimation three acres and five-and-twenty poles, be the same more or less; Middle Croft, containing by estimation four acres, be the same more or less; the meadow, containing by estimation two acres, one rood and four-and-thirty poles, be the same more or less; Sitheridge's, containing by estimation two acres and one rood, be the same more or less; Swaymere field, containing by estimation three roods and seven poles, be the same more or less; and Swaymere's meadow, containing by estimation three roods and twenty-five poles, be the same more or less; or by what other name or names soever the said closes, pieces or parcels of ground, or any of them, or any part of any of them, now are or at any time or times heretofore have been called or known, all which said closes, pieces or parcels of ground are situate, lying and being in Hitcham aforesaid and in Brettenham, or in one of them, in the said county of Suffolk, and are now in the tenure or occupation of John Ranson, his assignee, assigns or undertenants, and all houses, outhouses, edifices, buildings, barns, stables, orchards, gardens, fore-yards, back-sides, trees, woods, underwoods, hedges, ditches, fences, ways, waters, paths, passages, profits, commodities and hereditaments whatsoever to the said messuage or tenement and closes, pieces or parcels of land, or any of them, or any part of them belonging, or in any wise appertaining, or accepted, reputed or taken as part, parcel or member thereof; and the reversion and reversions, remainder

and remainders, yearly and other rents and profits of the premises, and of every part and parcel thereof with the appurtenances; and all deeds, evidences and writings concerning the said premises only now in the custody of the said William Battie, or which he may get or come by without suit in law: To have and to hold the said messuage or tenement, lands, hereditaments, and all and singular other the premises hereinbefore mentioned and intended to be hereby granted, with their and every of their appurtenances, unto the said Chancellor, Masters and Scholars, and their successors, to the only use and behoof of the said Chancellor, Masters and Scholars, and their successors for ever. And it is hereby declared by the said William Battie, and the said Chancellor, Masters and Scholars, that the gift, grant, bargain and sale of the said messuage or tenements, lands and premises, mentioned or intended to be hereby made unto the said Chancellor, Masters and Scholars, is and are so given, granted, bargained, sold, alienated, enfeoffed and confirmed, or meant, mentioned, or intended hereby so to be, in trust to and for the several uses, intents and purposes hereinafter mentioned, expressed and declared, as to, for and concerning the same, that is to say, in trust that the said Chancellor, Masters and Scholars, and their successors, shall pay the clear net yearly rents and profits of all the said messuage or tenement, lands and premises, (after deduction of the money they shall from time to time lay out in repairs, and the charges they shall from time to time be put to in collecting the rents or any other matter or thing relating to the said trust,) by two half-yearly payments in the year, the first payment thereof to begin and be made upon the feast-day of Saint Michael the Archangel next ensuing the date hereof, for the term of three years, unto such scholar of the said University of Cambridge as the said William Battie shall by any writing under his hand and seal direct and appoint, and so from time to time as often as any vacancy shall happen during the life of the said William Battie: Provided always that it shall be lawful to and for the said William Battie from time to time at his will and pleasure, by any writing under his hand and seal, to be delivered to the Vice-Chancellor of the said University for the time being, to remove such scholar, and to alter and change the term hereby limited

for payment of the said exhibition to such particular scholar, and to discontinue the said payment to him, and likewise to nominate another scholar to succeed and enjoy the same; And further, that upon every vacancy, even during the life of the said William Battie, in case he shall neglect or refuse to appoint within twelve calendar months next after such vacancy is signified to him by letter from the Vice-Chancellor or proper officer of the University for the time being, the Vice-Chancellor of the said University for the time being shall and may nominate and appoint a scholar of the said University to supply such vacancy so happening as aforesaid, and the scholar who succeeds upon such or any other vacancy shall be entitled to the profits of the said exhibition from the time of the then late vacancy. And it is hereby declared by and between the said William Battie and the said Chancellor, Masters and Scholars, that the Vice-Chancellor of the said University for the time being shall, after the decease of the said William Battie, and after the expiration of the term for which the scholar so last nominated shall be enabled to hold the said exhibition, admit such scholar as shall be elected by such members of the said University in such manner and so qualified to take the said exhibition and to hold the same for such time under and subject to the rules, conditions, limitations and restrictions specified and declared in the instrument to these presents annexed: Provided also that it shall and may be lawful to and for the said William Battie, by any writing under his hand and seal, or by his last Will and Testament or Codicil, to make any additions or other alterations in or to the said rules, conditions, limitations and restrictions hereunto annexed, except as to the second and seventh Articles, which are to be irrevocable, and so much of the first as makes the Vice-Chancellor or his Deputy one of the electors, provided such additions or other alterations are not contrary to or inconsistent with the Statutes and Orders of the said University: Provided always, and it is hereby further declared, that in case it shall happen after the decease of the said William Battie that such appointment, election and admission of such scholar in manner aforesaid shall not from time to time be made and completed within the space of three calendar months after the death of such scholar, either

dying in the possession of the said exhibition, or after the expiration of the time limited and appointed for each such respective scholar to hold and enjoy the said exhibition, that then and in such case it shall and may be lawful to and for the Provost of King's College aforesaid for the time being, by any writing under his hand and seal, and even during his absence from the said college, to nominate and appoint at any time within six calendar months after the time elapsed for such appointment, election and admission as aforesaid, any scholar of the said University to succeed to and to hold and enjoy the said exhibition in such manner and for such time and under and subject to such rules, conditions, limitations and restrictions as aforesaid; and for want and in default of such nomination and appointment by the said Provost of King's College for the time being within six months as aforesaid, that then it shall and may be lawful to and for the right heirs of the said William Battie to enter into and upon the said messuage or tenement, lands and premises, and to hold and enjoy the same to them and their heirs for ever in as full and ample manner as if these presents had never been made: And the said William Battie for himself, his heirs, executors and administrators, doth covenant and grant to and with the said Chancellor, Masters and Scholars, and their successors, by these presents, that they the said Chancellor, Masters and Scholars, and their successors, shall and lawfully may from henceforth for ever hereafter, on performing the trusts herein-before mentioned, peaceably and quietly have, hold, occupy, possess and enjoy the said messuage or tenement, lands, hereditaments and premises hereby given and granted, or intended so to be, with their appurtenances, free, clear and discharged of and from all former and other gifts, grants, bargains, sales, feoffments, jointures, dowers, estates, entails, rents, rent-charges, arrears of rent, statutes, judgments, recognizances, statutes merchant and of the staple, extents, and of and from all other titles, troubles, charges and incumbrances, had, committed, done or suffered by him the said William Battie, his heirs, executors or administrators, or any other person or persons claiming or to claim by, from or under him, them, or any or either of them: In witness whereof to one part of these present Indentures remaining with the said Chancellor, Masters and

Scholars of the University of Cambridge, the said William Battie hath set his hand and seal, and to the other part thereof remaining with the said William Battie, the said Chancellor, Masters and Scholars of the University of Cambridge have affixed their common seal the day and year first above written.

2. *Rules, conditions, limitations and restrictions concerning the election of one Scholar of the University of Cambridge; which rules, conditions, limitations and restrictions are referred to by the Indenture to which these presents are annexed, made between William Battie, Doctor in Physic, of the one part, and the Chancellor, Masters and Scholars of the University of Cambridge of the other part, bearing date the* 30*th day of September in the year of our Lord* 1747.

1. The Vice-Chancellor or his Deputy, the Provost of King's College, the King's Professors of Law, Physic and Divinity, and the two Proctors for the time being, shall be the electors. And in case the Provost of King's College shall be absent from the University at the time of the examination of the candidates, or disabled by sickness or otherwise from attending the same; in such case the Vice-Provost of the said college, or if he is absent from the University or disabled by sickness or otherwise from attending the said examination, the senior Fellow then resident in college shall have a right to attend the said examination, and shall be one of the electors in the room of the said Provost.

2. The Vice-Chancellor or his Deputy, upon every vacancy, shall summon the electors then resident in the University to such place as he shall think proper; and if the majority of the said electors so met together shall then declare by any writing under their hands that the scholarship is vacant, the Vice-Chancellor or his Deputy shall within five days afterwards cause the said declaration to be affixed upon the door of the schools or other public place belonging to the said University. And the Vice-Chancellor or his Deputy shall likewise, in the same instrument concerning the said declaration, appoint a time

and place for the examination of the candidates. And no examination or election shall be proceeded upon till twenty-eight days are fully complete and ended after the affixing the said declaration.

3. Every candidate shall, within fourteen days after the affixing the said declaration, visit each of the electors then resident in the said University, and shall give notice by a Latin epistle to such elector that he is a candidate: and in case he neglects visiting in manner aforesaid within that time he shall be incapable of being elected.

4. No one shall be capable of being elected who has been admitted into the college he first belonged to above three years, or who is any ways entitled to receive any benefit or advantage from either of the exhibitions commonly called Lord Craven's exhibitions. And in case any person after his being elected and admitted to hold or enjoy this scholarship shall be admitted to or any ways entitled to hold and enjoy the said Lord Craven's exhibition, his right to this scholarship shall thencefrom absolutely cease and determine.

5. The electors and candidates shall be present together at the time and place appointed in the said declaration; and the said candidates shall be examined before one another in the presence of each other by such of the electors who shall then be present, to the intent the candidates may be witnesses of each other's abilities, and that all partiality may, as much as possible, be prevented in the electors. And no candidate shall be capable of being elected who shall not have been so examined, nor shall any elector have a right to vote who was not present at the said examination.

6. A competent skill in the Greek and Latin languages shall be a necessary qualification. But in respect to the difference of standing of each candidate an equitable consideration shall be had of their improvement in the arts and sciences.

7. As soon as the examination is ended, the Vice-Chancellor or his Deputy shall declare to the electors then present the time and place he appoints for making the election.

8. He of those so examined who shall be chosen by a majority of the electors then present at the time and place before appointed, and who were present at the said examination,

shall be deemed effectually chosen. And in case there should happen an equality of votes for two or more candidates, he shall be deemed effectually chosen whom the Provost of King's College, if he is then present and was present at the said examination, shall declare for. And in case the said Provost is not then present, or was not present at the said examination, he shall be deemed effectually chosen whom the Vice-Chancellor or his Deputy shall declare for.

9. Every scholar, during the time of his enjoying this scholarship, shall reside at least nine calendar months every year in the University, except he is a graduate in physic or designs to profess the same, and produces once every year, if required by any of the electors, a certificate signed by one hospital physician in London, or bills of mortality, signifying that the said scholar diligently attends the said physician in visiting the patients of the said hospital; in which case my intention is that the residence of such scholar in the University shall be hereby absolutely dispensed with during his attending on the said physician. But no other scholar shall be absent above three calendar months every year from the University without leave granted to him, under the hand of the major part of the electors then present in the University: and in case he absents himself for a longer time without such leave his right to this scholarship shall immediately cease and determine. But my intention and desire is that the electors shall not be difficult in granting such leave provided it be not longer than for one year at once, which leave however may be renewed in like manner from year to year in case the scholar can satisfy a major part of the electors then present in the University that he is prosecuting his studies during such his absence, and in case that he brings, when required by any of the electors, a certificate of his good behaviour under the hands of three or more neighbouring clergymen of the Church of England, provided likewise that he continues a member of the University.

10. When any scholar shall have been admitted nine years into the college to which he first belonged, or shall have obtained any ecclesiastical benefice or preferment, his right to enjoy this scholarship shall then cease and determine. But it shall and may be lawful nevertheless for any scholar to hold

and enjoy this scholarship for such time as aforesaid, notwithstanding such scholar shall after such election and admission to the same have obtained a fellowship in some one college of the University of Cambridge.

11. If the Provost of King's College shall happen to be Vice-Chancellor at the time of the said examination and election, in such case the Vice-Provost of King's College, or if he is absent or otherwise disabled from attending the same, the senior Fellow then resident in the said college shall be one of the electors, and the Vice-Chancellor, if there should happen an equality of votes, shall, in this case, have a casting vote.

12. If any doubt should arise after my decease touching the intent and meaning of any of the aforesaid rules, or of such as I may hereafter give, which I reserve to myself to do, the same shall be interpreted and determined by the Provost of King's College, and his determination shall be acquiesced in by the electors and scholars.

W. Battie.

III. Sir William Browne's Foundations.

1. *Extract from the Will of Sir William Browne, Knight*, M.D., *of Queen-square, in the parish of St. George the Martyr, Middlesex, dated* 11 *February* 1770, *and a Codicil thereto, dated* 21 *July* 1773.

He subjects his estates in divers places to a perpetual rent-charge of twenty guineas a year, which (says he) I devise to be paid yearly from my decease, clear of taxes and disbursements, to the Chancellor, Masters and Scholars of the University of Cambridge and their successors, in trust for founding a Classic Scholarship, by electing the best classic scholar who shall offer himself for examination within a year of his matriculation, public notice being given by the Vice-Chancellor a month before such election. I will that my Scholar so to be elected shall enjoy the rent-charge, with arrears which may happen by vacancy, for seven years on these conditions; that he shall admit himself at Peter-house, and reside there every entire term during his undergraduateship; that he shall behave well, studiously and religiously, and give up to the Fellows' table every Sunday a copy of Greek or Latin verses; that he shall go to lectures with the Mathematic Professor for three years, being sensible from depending on my own sole strength how much *Labor improbus* may be saved by such assistance; that he shall regularly and reputably perform all his College and University exercises, an Act, first, second and third Opponencies in the Sophs' Schools, and take the degrees of Bachelor and Master of Arts.

I direct my executors to procure a die to be engraved proper to strike medals of gold of five guineas value; the obverse to be an imitation of my marble medallion bust, the motto to be *Esse et videri**. On the exergue in two lines, *Gulielmus Browne, Eques, Nat.* III. *Non. Jan.* A. S. MDCXCII; on the

* Great letters.

reverse, Apollo radiated, seated on an advanced throne, resting his lyre on his left knee with his left hand, and extending his right hand with a laurel wreath over the head of a scholar, with a gown and band, kneeling on the steps, and presenting a scroll in his right hand, and holding down his square cap with his left hand, the motto *Sunt sua praemia laudi*;* on the exergue in two lines, *Electus Coll. Med. Lond. Praeses,* A. S. MDCCLXV. With this shall be struck two gold medals of five guineas value, and sent to the Vice-Chancellor of Cambridge annually, in the beginning of January, to be given by him at the following commencement to two undergraduates, one of whom shall deliver to him, in June before, the best Greek ode in imitation of Sappho, the other the best Latin ode in imitation of Horace, on a subject to be appointed by him in January before; which odes shall be fairly written, dated and subscribed by the authors, in a book to be laid on the register's table for public inspection at the commencement. And I charge my estates for the perpetual performance of this annual bequest.

IN THE CODICIL.

I WILL that a third gold medal, of like kind with those two in my Will mentioned, shall be sent by my executor, annually, with those two, to the Vice-Chancellor of that University for the time being; to be given by him to the undergraduate who shall produce the best Greek epigram, after the model of Anthologia, and the best Latin epigram, after the model of Martial, on a subject of his appointing; to be given, all three, on the commencement day.

I charge my estates also with this third medal for ever.

2. *Rules made* (18 *April* 1782) *for the Choice of the Scholar.*

Lect: et Concess: 10 Aprilis 1782. Cum praeclarus vir Gulielmus Browne, eques auratus, vita functus unum scholarem Graecis Latinisque literis optime instructum atque a vobis eligendum liberali stipendio auxerit, neque tamen aut electorum numerum praefinire aut ullum quidem eligendi modum statuere curaverit; Placeat vobis ut Dominus Pro-Cancellarius, Dr. Cooke, Dr. Colman, Mr. Borlase, Mr. Kipling, Mr. Seale et Mr. Porter sint

* Great letters.

Syndici vestri, quibus potestas sit electores in hac parte designare et regulas insuper ad quas futurae omnes cum examinationes tum electiones exigantur praescribere; ita ut quicquid ab iis vel majori eorum parte conclusum fuerit, id a vobis ratum firmumque habeatur.

RULES for the choice of a Scholar on the foundation of Sir William Browne, Knight, agreed upon by the Syndics appointed for that purpose in the above-recited Grace.

1. The Vice-Chancellor or his deputy, the King's Professors of Divinity, Law, Physic, Hebrew, and Greek, and the Public Orator of the University, all for the time being, shall be the electors into the said scholarship.

2. The Vice-Chancellor or his Deputy, within ten days after receiving notice of any vacancy of the said scholarship, shall summon the electors then resident in the University to such place as he shall think proper; and if the majority of the said electors, so met together, shall then declare, by any writing under their hands, that the scholarship is vacant, the Vice-Chancellor shall, within five days afterwards, cause the said declaration to be affixed on the door of the schools, or other public place belonging to the said University; and no election shall be proceeded upon till twenty-eight days are fully complete and ended after the affixing of the said declaration: provided only that if the said scholarship shall become void during the long vacation, no public declaration of such vacancy shall be fixed upon the door of the schools, or elsewhere, till the 10th day of October following, nor any election be proceeded upon till the expiration of twenty-eight days from the said tenth of October.

3. Every person, who intends being a candidate for the said scholarship, shall, within fourteen days after the affixing of the said declaration, visit each of the electors then resident in the University, and give notice by a Latin epistle to such elector that he is a candidate; and in case he neglects visiting within the time and in the manner aforesaid, he shall be incapable of being elected into that vacancy.

4. By the will of the founder "any person shall be capable of being elected who shall offer himself for examination within a year from his matriculation;" that is, any person shall

be capable of being elected, who offers himself for examination at any time from the day of his admission into any college in either University till the expiration of one whole year from the first public matriculation that shall be held after his first coming to reside in such college. And evidence of his being matriculated, as likewise a certificate of the times of his admission, and first coming to reside, under the hand and seal of the Master or Locumtenens of his college, shall be brought by each candidate to the Vice-Chancellor or his Deputy, together with the Latin epistle mentioned in the preceding rule.

5. The examination shall be confined to the Greek and Latin languages, composition, ancient history and ancient geography.

6. Within five days after the expiration of the twenty-eight days limited as above for the public notice of the vacancy the Vice-Chancellor shall again summon the electors then present in the University, and together with them shall fix upon the time and place for making the election; at which time the person who shall be chosen by the majority of the electors then present shall be deemed effectually chosen; provided always that at every election there be present at least four of the electors; and that at every meeting of the electors, whether for the purpose of declaring a vacancy, of fixing the time of election, or of electing a scholar, in case of an equality of voices, the Vice-Chancellor or his Deputy shall have the casting vote.

7. By the will of the founder "The scholar so elected, if he is not already a member of Peterhouse, is to admit himself immediately into that college, and to enjoy the benefits of his scholarship, with arrears from the vacancy, for seven years from the day of his election; on condition, that he reside there every entire term during his undergraduateship; that he behave himself well, studiously and religiously, and give up to the Fellows' table every Sunday a copy of Greek or Latin verses; that he go to Lectures with the Mathematical Professor for three years; that he regularly and reputably perform all his college and University exercises; and take the Degrees of Bachelor and Master of Arts." And proper certificates of his having complied with the above conditions shall be annually brought to the Vice-Chancellor by such scholar, before he shall be entitled to receive his stipend.

IV. Dr. Davies' University Scholarship.

Dr. Jonathan Davies, late Provost of Eton College, by his last will and testament, bearing date July 1804, gave and bequeathed to the Vice-Chancellor for the time being, and to the Provost of King's College in the University of Cambridge, in trust, one thousand pounds in the three per Cents. to found a scholarship, to be called "Dr. Davies' University Scholarship," on the same footing with those called the Craven University Scholarships, for the greatest proficient in classical learning, the candidates to be the same, the examiners the same, only with the addition of the Provost of King's College. This he did remembering (as he further states in his will) that he was so fortunate as to get one of the said University Scholarships, and as probably the consideration of his circumstances (recommended by the founder or founders of those scholarships) weighed greatly in his favour, he willed that the same circumstance be attended to in the disposal of his scholarship by the examiners, and that it be enjoyed by the candidate, on whom the majority of the examiners agree to bestow it, the same number of years as the above-mentioned Craven Scholarships.

V. The Bell Scholarships.

Deed of Foundation for eight Scholarships in the University of Cambridge, dated 18 *July* 1810. *Inrolled in Chancery*, 14 *August* 1810.

This Indenture, made the eighteenth day of July in the fiftieth year of the reign of our Sovereign Lord George the Third, by the Grace of God of the United Kingdom of Great Britain and Ireland King, Defender of the Faith, and in the year of our Lord one thousand eight hundred and ten, between the Reverend William Bell, Doctor in Divinity, Prebendary of the Collegiate Church of St. Peter in Westminster, of the one part; and the Chancellor, Masters and Scholars of the University of Cambridge, of the other part. Whereas, in order to give encouragement to learning, and to assist Clergymen of the Church of England in sending their sons to the University, whose circumstances and situations are altogether such as not to enable them to bear the whole of that expense, as well as to assist orphans of Clergymen under similar circumstances in obtaining the benefit of an University education, the said William Bell hath transferred the sum of fifteen thousand two hundred pounds three per cent. consolidated Bank annuities, in the books of the Governor and Company of the Bank of England, to the Chancellor, Masters and Scholars of the University of Cambridge.

Now it is hereby declared and agreed by and between the said parties, and the said Chancellor, Masters and Scholars do hereby declare that they, the said Chancellor, Masters and Scholars, and their successors, will stand possessed of the said fifteen thousand two hundred pounds three per cent. consolidated Bank annuities upon the several trusts and for the several ends, intents and purposes hereinafter expressed, that is to say,

1. Upon trust that they the said Chancellor, Masters and Scholars, and their successors, shall receive the dividends arising on the said Bank annuities as they shall become due, and apply them to the purposes herein appointed, that is to say,

2. The said trustees shall cause to be elected from among the undergraduates of the said University eight persons; namely, two of the third year, two of the second year, and four of the first year of standing, who shall be sons of Clergymen of the Church of England, circumstanced as is above described, or orphans of Clergymen similarly circumstanced, to be scholars upon this foundation, and they shall be elected at the following times, and under the following limitations.

1810. The first election shall take place between the twelfth day of November and the twenty-fifth day of December in this present year one thousand eight hundred and ten, when there shall be elected two Scholars of the third year, that is, in their third year of standing, who were admitted between the commencements of one thousand eight hundred and seven and one thousand eight hundred and eight, and the profits of their scholarships shall commence from the sixth day of July in this present year one thousand eight hundred and ten, and be continued for two years, that is, to the sixth day of July one thousand eight hundred and twelve, when these scholars will have become complete Bachelors of Arts; and at the same time there shall likewise be elected two other scholars, called scholars of the second year, who were admitted between the commencements of one thousand eight hundred and eight and one thousand eight hundred and nine, and the profits of their scholarships shall commence also from the sixth of July in this present year one thousand eight hundred and ten, and be continued for three years, that is, to the sixth of July one thousand eight hundred and thirteen, when these scholars likewise will have become complete Bachelors of Arts.

1811. The second election shall take place on the Friday after Midlent Sunday, one thousand eight hundred and eleven, when there shall be elected two other scholars, called scholars of the first year, who were admitted between the commencements of one thousand eight hundred and nine and one thousand eight hundred and ten, and the profits of their scholarships

shall commence also from the sixth day of July of the present year one thousand eight hundred and ten, and be continued for four years, that is, to the sixth of July one thousand eight hundred and fourteen, when these scholars likewise will have become complete Bachelors of Arts.

1812. The third election shall take place on the Friday after Midlent Sunday one thousand eight hundred and twelve, when there shall be elected two other scholars of the first year, who were admitted between the commencements of one thousand eight hundred and ten and one thousand eight hundred and eleven, and the profits of their scholarships shall commence from the sixth of July one thousand eight hundred and eleven, and be continued for four years, that is, to the sixth of July one thousand eight hundred and fifteen, when these scholars likewise will have become complete Bachelors of Arts.

1813. The fourth election shall take place on the Friday after Midlent Sunday, one thousand eight hundred and thirteen, when there shall be elected two other scholars of the first year to succeed the two scholars of the third year, who were two of the four scholars first chosen, according to the same plan, and under the same conditions as before; and in like manner, two scholars of the first year shall be elected on the Friday after Midlent Sunday in every year after for ever, to succeed the two scholars whose profits shall have ceased on the sixth day of July preceding.

3. It is the particular request of the said William Bell, that the Vice-Chancellor, the Regius Professor of Divinity, the Regius Professor of Civil Law, the Lucasian Professor of Mathematics, and the Public Orator will take the trouble of electing the said scholars in such manner as they shall determine upon. And in case of the absence or illness of either of the said electors, it is the request of the said William Bell that a deputy may be chosen by a Grace of the Senate. And if it shall at any time happen that two of the said offices constituting an elector shall be held by one and the same person, it is also the request of the said William Bell that a substitute for the elector in respect of the office last coming to him may be also appointed by a Grace of the Senate.

4. The said scholars shall not be elected from King's College

or from Trinity Hall, but from every other college in the University without favour or partiality to any college.

5. No person shall ever have two sons scholars, nor shall there be two orphan brothers scholars upon this foundation at one and the same time.

6. Every scholar elected on this foundation shall promise to take the degree of Bachelor of Arts in the most regular manner by performing the exercises, and undergoing the examinations appointed by the University for that purpose, which promise shall be written in a book and signed by him.

7. As it is the special object of this foundation, upon a strict attention to which its real utility will ultimately depend, to assist such Clergymen, and such only, as well as such orphans, and such only, as really stand in need of assistance, the said electors shall carefully make inquiry into the situation and circumstances of all those undergraduates who may be desirous of obtaining these scholarships, and shall not permit any one to sit as a candidate for them who is manifestly well able to bear his own expenses, and of such as they shall judge it proper to admit to sit as candidates, they shall prefer those, when personal merits are equal, who they are conscientiously convinced, all circumstances considered, stand most in need of assistance. "In his eligendis praecipua ratio semper habeatur ingenii, doctrinae, virtutis, et inopiae; ut quo magis quisque ex eligendorum numero his rebus caeteros antecellat, eo magis, ut aequum est, praeferatur."

8. The above-named trustees shall empower the same banking firm in London to receive the dividends arising on the said Bank annuities as they empower to receive the dividends on the other stock belonging to the University. And they shall make half-yearly payments to the respective college tutors of the said scholars for the use of the scholars themselves in the following manner, that is to say,

9. That so long as the property-tax continues to be levied at the rate of 10 per cent., and the clear annual income arising from the said stock is no more than four hundred and ten pounds and eight shillings, they shall pay the sum of fifty pounds in each year to each of the said scholars, reserving in their hands annually the sum of ten pounds and eight shillings;

and when the property-tax shall be either lessened, or suspended, or increased, they shall divide the whole clear income arising from the said stock equally between the said scholars, except only reserving always the sum of ten pounds. And the said sum of ten pounds so reserved shall be applied to the purpose of defraying the expense of a dinner for the electors, which dinner shall be had either on the day of the annual election of the scholars, or on such other day very shortly after it as the electors shall appoint. And the eight shillings which at the present rate of the property-tax will remain, shall be applied to whatever purpose the electors shall approve.

10. And because, by the regulations already appointed in Article second for the three first elections, there will be only six scholars elected in time to receive the profits arising in the year beginning from the sixth of July one thousand eight hundred and ten, and ending on the sixth of July one thousand eight hundred and eleven, and thus one hundred pounds of the dividends arising from the Foundation-stock for that year will remain unappropriated, the said electors shall divide that hundred pounds in equal shares of twenty-five pounds each between four sons or orphans of Clergymen qualified as above described, who are not elected scholars on this foundation, and whom the electors shall judge to be, all circumstances considered, the most deserving of the said gift agreeably to the principles of this foundation.

11. It is the particular request of the said William Bell that the electors of the scholars may be appointed auditors of the accounts of this institution.

12. If it shall happen that any scholar elected on this foundation shall die while he is only in his third year of standing or sooner, the said electors shall as soon as may be proceed to elect another scholar qualified as already described, of the same year in standing with the deceased, who shall enjoy the profits of his scholarship as long as the deceased scholar would have enjoyed them. But if any scholar should happen to die when only one half-yearly payment from his scholarship remains unpaid to him, that payment shall be made to the college tutor of the deceased scholar for the payment of any debts he may have left, or for the use of his father or family.

13. If it shall happen that any scholar elected on this foundation shall degrade, or determine to go out in what is called a bye-term, or declare for law, or be rusticated or expelled, his scholarship shall be ipso facto vacant immediately upon such degrading, determining to go out in a bye-term, declaring for law, rustication or expulsion, and any payment from his scholarship which may be actually due to him at the time of such degrading, determining to go out in a bye-term, declaring for law, rustication or expulsion, shall be forfeited and divided equally among the other scholars, and if such vacating of a scholarship shall take place either in the third year of standing of the vacating scholar, or sooner, the electors shall as soon as may be elect another scholar qualified as above required, and of the same standing with the former, who shall enjoy the profits of his scholarship for the same period as the vacating scholar would have enjoyed them; but if such vacancy shall take place when only one half-yearly payment from his scholarship remains unpaid to the vacating scholar, that payment shall be divided equally among the other scholars.

14. In case it shall at any time happen that no sons or orphans of Clergymen circumstanced as this foundation requires shall be found desirous of being elected to these scholarships, or if any son or orphan of a clergyman admitted to sit as a candidate for them shall be deemed by the electors unfit to be elected, and no other son or orphan of a Clergyman qualified as above required shall be found to fill the vacancy, then, and in these cases only, the electors shall elect sons of laymen, being undergraduates who stand in need of assistance, not sons of Clergymen who are well able to bear their own expenses.

15. If the electors shall deem it expedient to print copies of, or extracts from this Foundation-Deed, to be given to the heads and tutors of the several colleges from which the scholars are to be elected, as well as to the scholars themselves, they are hereby authorised to pay the expense occasioned by it by an equal deduction from the next half-yearly payment to the scholars.

16. When the electors meet to elect the scholars, the business shall always be entered upon by having this Foundation-Deed read aloud by one of the electors to the rest.

In witness whereof the said William Bell hath hereunto set his hand and seal, and the said Chancellor, Master and Scholars their corporate seal, the day and year first above written.

To be read after the Foundation-Deed. Seventh Clause repealed.

Whereas, by the seventh clause in the within written Foundation Deed, it is agreed and ordered that the electors to the Scholarships by the same Indenture founded shall not permit any one to sit as a candidate for them, who is manifestly well able to bear his own expenses: Now it is hereby agreed and ordered, that the said limitation shall from henceforth be repealed, and that sons and orphans of Clergymen shall be allowed to sit as candidates for the said scholarships, without any objection being made to them on account of their pecuniary circumstances. But that in electing the scholars from among the candidates, the electors shall govern themselves conscientiously by the following rule, so that the different circumstances of the candidates, as well as their merits, shall be allowed their due weight and influence in the choice.—Rule. "In his eligendis praecipua ratio semper habeatur ingenii, doctrinae, virtutis et inopiae; ut quo magis quisque ex eligendorum numero his rebus antecellat, eo magis, ut aequum est, praeferatur." And whereas, in the said Foundation-Deed it is directed that whenever the electors meet to elect the scholars, the business shall be entered upon by having the Foundation-Deed read aloud by one of the electors to the rest: Now it is hereby directed that as often as the said Foundation-Deed is so read, this endorsement shall be read in the same manner immediately after it.

In witness whereof the said William Bell hath hereunto set his hand and seal, and the said Chancellor, Masters and Scholars their corporate seal, the twenty-ninth day of January, in the year of our Lord one thousand eight hundred and twelve.

(Signed) Wm. Bell.

VI. The Pitt Scholarship.

The following letter was read by the Vice-Chancellor to the Senate, April 8, 1813:—

To the Right Worshipful the Vice-Chancellor of the University of Cambridge,

Sir,

The Committee for managing the subscription for Mr. Pitt's Statue beg leave to offer to the University of Cambridge the sum of one thousand pounds to found a scholarship, to be entitled "The Pitt Scholarship," on the same general plan as those founded by Lord Craven.

Signed by order of the Committee,

J. Brown, Secretary.

The following Grace was then read to the Senate and passed on the next day, April 9, 1813:—

Cum ex literis modo lectis pateat summam mille librarum oblatam esse Academiae in fundationem exhibitionis cujusdam cui nomen anglice "Pitt Scholarship;" Placeat vobis ut haec pecunia grate accipiatur; utque Dominus Pro-Cancellarius, Dr. Milner, Dr. Jowett, Mr. J. Wood Coll: Joh: Mr. Chapman Coll: Cai: Mr. J. Brown Coll: Trin: et Mr. Turton Coll: Cath: sint Syndici vestri qui consulant et ad Senatum referant quid potissimum in hac re faciendum esse videatur.

The following Grace was passed by the Senate, May 19, 1813:—

Cum societas quaedam cui nomen Anglice "The Pitt Club," summam quingentarum librarum Academiae obtulerit; Placeat vobis ut haec pecunia accipiatur, utque Orator Publicus eidem societati nomine Academiae gratias referat, utque Dominus Pro-Cancellarius, Dr. Milner, Dr. Jowett, Mr. J. Wood, Mr. Chapman, Mr. J. Brown et Mr. Turton, Syndici qui fundationem exhibitionis cujusdam curarent 9no die Aprilis constituti, hac etiam in parte Syndici vestri constituantur.

The following Rules were approved by the Senate, Dec. 9, 1813, on the recommendation of the Syndicate:—

1. The sum of £1,000 given by the Subscribers to Mr. Pitt's Statue for the purpose of founding the Pitt Scholarship, and which has since been augmented by a donation of £500 from the Pitt Club in London, shall be placed in the public funds, until the Syndics shall be able to vest it in land; and the clear annual income arising from it shall be paid to the Pitt Scholar.

2. The Vice-Chancellor or his deputy, the Public Orator, the Greek Professor, and two members of the Senate, to be appointed by the different colleges in their turn, shall be the electors. Two colleges, according to the cycle of Proctors commencing with the year 1817, shall respectively nominate an elector. But if the Vice-Chancellor, the Public Orator, and the Greek Professor, or any two of them, be members of the same college, no elector in that case shall be appointed by the college according to the cycle of Proctors, but the appointment shall be made by the University. Or if the Public Orator or the Greek Professor shall be prevented by illness or otherwise from attending the examination, or if the colleges shall have neglected to signify to the Vice-Chancellor the appointment of the electors according to their respective turns, then Deputies shall be appointed by Grace.

3. The first examination shall commence on Monday, January 17, 1814; and the Vice-Chancellor or his deputy, the Public Orator, and the Greek Professor, shall, in future, on or before the first day of December after every vacancy, cause a writing under their hands, declaring the said vacancy and the time of examination, to be affixed to the door of the Public Schools; and they shall notify the same to the two colleges, which are to nominate the electors, and the Heads of those colleges, or their deputies, shall, within one week after such notices, signify to the Vice-Chancellor the names of the electors so appointed.

4. The examination, which shall be solely classical, shall always take place during the week of the public examinations in the Senate-House, previous to the Bachelors' Commencement, and the scholar elected shall receive all the dividends or rents that shall have become due subsequent to the last vacancy.

5. Any undergraduate, of whatever rank, may be a candidate for the Pitt Scholarship, provided he be not of more than three years' standing from the time of his first residence; but he shall, on or before the 31st day of December preceding the examination, signify, in a Latin epistle to each of the electors, his intention of becoming a candidate, and in case he shall omit sending such an epistle, he shall be considered as incapable of being elected at that time.

6. The Pitt Scholar shall not hold any other University scholarship.

7. Every scholar shall, during the time of his holding this scholarship, reside the major part of every term; and if he shall not have kept such residence, he shall vacate his scholarship, unless he has been prevented by illness or any other cause which shall be approved of by the Vice-Chancellor, the Public Orator, and the Greek Professor.

8. Every scholar who shall obtain any ecclesiastical benefice or preferment, or shall be Master of Arts standing, shall vacate his scholarship.

VII. Mr. Tyrwhitt's Benefaction.

The following Grace was passed by the Senate, Dec. 3, 1817.

Cum venerabilis vir Robertus Tyrwhitt quatuor millia Librarum ad studium literarum Hebraicarum promovendum Academiae testamento legaverit; Placeat vobis ut Dominus Pro-Cancellarius, Dr. Kaye, Mr. Tatham, Mr. Palmer, Mr. Gimingham, Mr. Renouard Coll: Sid: et Mr. R. Ward Coll: Trin: Syndici constituantur vestri, qui consulant quo potissimum modo et quibus ordinationibus institutum adeo laudabile perficiatur et quid iis visum fuerit ad vos intra tres menses referant.

The Syndics recommended, February 18, 1818, the foundation of three scholarships, to be called "Tyrwhitt's Hebrew Scholarships," together with certain regulations to continue in force for six years. Their recommendations were adopted by the Senate, April 8, 1815.

The number of scholarships was increased to six, and new regulations were made by Grace of the Senate, March 14, 1826.

The regulations have been altered by the Senate on several subsequent occasions, on the recommendation of Syndics appointed for the purpose.

VIII. The Crosse Scholarships.

Abstract of Deed of Declaration of trust approved by the Court of Chancery in the cause, Browne v. *the Attorney-General, August* 14, 1833.

The Indenture, made Aug. 14, 1833, between George Buxton Browne, Esq., of Saville Row, Halifax, sole executor of the last will and testament of the Rev. John Crosse, late Vicar of Bradford, of the one part, and the Chancellor, Masters and Scholars of the University, of the other part, recites that the said John Crosse duly made and published his last will and testament in writing, bearing date June 15, 1816, and thereby, after leaving various legacies, gave and bequeathed the remainder of his personal property of what kind or nature soever unto the said George Buxton Browne, earnestly requesting and entreating him to expend the same in furthering and promoting the cause of true religion among the inhabitants of Great Britain and Ireland as to him might appear most eligible.

The Indenture recites also divers proceedings in the Court of Chancery respecting the application of the estate of the testator.

It is then declared and agreed that there shall be established for ever in the University of Cambridge three theological scholarships, to be called "The Crosse Scholarships;" and that the candidates for the same shall respectively be of such degree and standing, and shall be elected at such period of the year, and by such persons, and under such regulations, as are declared and contained by and in the Regulations approved and adopted by the Senate of the University on Dec. 4, 1832.

It is further declared and agreed that when and so soon as the examination and election of the three scholars to fill up the

three scholarships shall have taken place in the Michaelmas term next ensuing the date of the indenture, the Chancellor, Masters and Scholars shall pay and divide the dividends, which shall then have accrued upon the stock transferred to them, unto and equally between such three scholars in equal shares and proportions for their respective use and benefit absolutely: and also that the said Chancellor, Masters and Scholars shall, in each and every succeeding year immediately after the annual examination and election directed to take place in the Michaelmas term, pay and divide the dividends which shall then have accrued, due upon the said stock since the last previous annual examination and election, unto and equally between the three scholars who shall then hold and enjoy the said three scholarships in equal shares and proportions for their respective use and benefit absolutely.

The following are the Regulations mentioned in the Deed, as having been approved and adopted by the Senate on Dec. 4, 1832.

1. That they be called "The Crosse Scholarships."

2. That the Candidates for the same be Bachelors of Arts in the first year from their degree; and that such scholarships be tenable till the scholars attain the standing of Masters of Arts, viz. for three years.

3. That the first elections be so arranged as to make one of them vacant yearly for ever; and for this purpose, that at the first election the persons elected be a junior, a middle and a senior Bachelor.

4. That the annual examination and election take place in the Michaelmas term after the division of the said term.

5. That in case of any vacancy of a scholarship before the person is of Master of Arts' standing, at the next annual election a Bachelor of Arts of the same year with the scholar so vacating be elected into his room.

6. That the sum of £2000 proposed to be transferred to the University be vested in Government securities, in the name of the Chancellor, Masters and Scholars, the annual interest arising from the same to be divided equally among the three scholars.

7. The electors to be the Vice-Chancellor, the Margaret Professor of Divinity, the Regius Professor of Divinity, the Regius Professor of Hebrew, the Regius Professor of Greek, the Norrisian Professor of Divinity, and the Professor of Arabic.

8. The examination to turn upon a knowledge of the Holy Scriptures in their original tongues, Hebrew and Greek, of ecclesiastical history, of the earlier and later heresies, and such other subjects of useful inquiry as may be thought most likely to assist in the formation of valuable characters, fitted to sustain and adorn "the cause of true religion."

IX. The Porson Scholarship.

The Indenture, made January 27, 1848, between John Chapman, Esq. and Samuel Metcalfe Latham, Esq., executors of the Rev. John Cleaver Banks, deceased, of the first part, the Rev. Charles Parr Burney, D.D., sole administrator of the goods of the Rev. Charles Burney, D.D. deceased, of the second part, and the Chancellor, Masters and Scholars of the University, of the third part, recites that in the lifetime of the late learned Richard Porson, Professor of Greek in the University of Cambridge, divers individuals, desirous of doing honour to his attainments, raised by subscription among themselves a sum of money, which was intended to be wholly applied for his benefit, and the application thereof was committed to several trustees, of whom the Rev. Charles Burney and the Rev. John Cleaver Banks were the survivors; that the interest only of the said fund was received by the said Richard Porson during his life; and, the principal being undisposed of at his death, it was determined by the original subscribers, assembled by public advertisement, that the same should be applied to such purposes as the then trustees themselves should choose; that, parts of the said fund having been disposed of in various ways, it was always the intention of the said trustees that the residue should, when and so soon as the same should accumulate to a sum sufficient for that purpose, be applied in founding a scholarship in the said University, to be called "The Porson Scholarship;" that the said residue, now amounting together with interest to the sum of £1,732. 18*s.* 4*d.*, had been laid out in the purchase of the sum of £1,941. 12*s.* 10*d.* three per cent. Consolidated Bank annuities in the names of the Chancellor, Masters and Scholars of the University.

It is then declared and agreed that the yearly proceeds of the said Bank annuities from time to time, when and as they shall be receivable, and also of the accumulations thereof, shall be laid out in the purchase of the like Bank annuities, in order that the same may accumulate at compound interest for forming

a fund for establishing and founding in the University a scholarship to be called "The Porson Scholarship;" and when and as soon as the said fund shall by accumulation or otherwise have amounted to such a sum as will produce the yearly income of sixty-five pounds, then the Chancellor, Masters and Scholars shall pay the annual proceeds of the said fund, or a competent part thereof at their discretion, unto the person who for the time being shall be elected into the Porson Scholarship, so that such scholar and his successors shall receive an exhibition of not less than sixty pounds per annum; and shall permit the residue or surplus of the said annual proceeds and also the arrears of stipend, which may at any time accrue during the vacancy of the said scholarship, to accumulate for the general purposes of the said trust; that, as soon as conveniently may be after the expiration of six calendar months from the period at which the yearly income arising from the said fund shall have amounted to the sum of sixty-five pounds, the said Chancellor, Masters and Scholars shall proceed to the election of a fit and proper person, according to the regulations hereinafter contained, to hold the Porson Scholarship; and that a fit and proper person shall in like manner be elected from time to time, when and as often as any vacancy shall occur therein; that the election to the said scholarship shall be made in the manner hereinafter mentioned, and the same shall be held subject to the rules and regulations hereinafter contained, viz.—

1. That any undergraduate shall be eligible to the said scholarship, who shall have been matriculated, and shall not have resided in the University more than five terms.

2. That on or before the 1st day of December next after the occurrence of any vacancy, public notice shall be given declaring the said vacancy and the time of examination; and that every candidate shall signify his intention of presenting himself for examination in a Latin epistle to each of the electors on or before the 31st day of December.

3. That the electors shall be the Vice-Chancellor, the Provost of King's College, the Master of Trinity College, the Master of St John's College, the Master of Christ's College, the Master of Caius College, the Public Orator, and the Greek Professor.

4. That the examination shall be exclusively classical, and shall commence in the last week of January, at the same time as the examination of the candidates for the other University Scholarships.

5. That the Porson Scholar shall reside during the major part of every term, unless prevented by sickness or other cause to be approved of by the Vice-Chancellor and a majority of the other electors.

6. That the Porson Scholar shall not hold any other University Scholarship; and that he shall vacate his scholarship at the expiration of three years and a half from the Christmas-day preceding his election, so as to be entitled to seven half-yearly payments.

PRIZES OF THE UNIVERSITY.

I. The Seatonian Prize.

A Clause of Mr. Seaton's Will, dated October 8, 1738.

I give my Kislingbury estate to the University of Cambridge for ever: the rents of which shall be disposed of yearly by the Vice-Chancellor for the time being, as he the Vice-Chancellor, the Master of Clare Hall, and the Greek Professor for the time being, or any two of them, shall agree. Which three persons aforesaid shall give out a subject, which subject shall for the first year be one or other of the Perfections or Attributes of the Supreme Being, and so the succeeding years till that subject is exhausted; and afterwards the subject shall be either Death, Judgment, Heaven, Hell, Purity of Heart, &c. or whatever else may be judged by the Vice-Chancellor, Master of Clare Hall, and Greek Professor, to be most conducive to the honour of the Supreme Being and recommendation of virtue. And they shall yearly dispose of the rent of the above estate to that Master of Arts whose poem on the subject given shall be best approved by them. Which poem I ordain to be always in English, and to be printed; the expense of which shall be deducted out of the product of the estate, and the residue given as a reward for the composer of the poem, or ode, or copy of verses; and the reason of my thus ordaining it is, the language being change-

able, and words growing obsolete, that the great God may ever have his attributes and perfections celebrated and extolled in a style perfectly adapted to the taste and understanding of every succeeding generation, and that virtue may be represented also to the world in the most amiable view.

II. Dr. Smith's Prizes.—(See Plumian Professorship.)

III. Sir William Browne's Medals.—(See page 130.)

IV. The Norrisian Prize.—(See Foundations of Mr. Norris.)

V. The Hulsean Prize.—(See Mr. Hulse's Foundations.)

VI. The Porson University Prize.

The Indenture made November 27, 1816, between the Rev. Charles Burney, D.D. and the Rev. John Cleaver Banks, M.A. of the one part, and the Chancellor, Masters and Scholars of the University of the other part, recites that in the life-time of the late learned Richard Porson, Professor of Greek in the University of Cambridge, divers individuals, desirous of doing honour to his attainments, raised by subscription among themselves a sum of money, which was intended to be wholly applied for his benefit, and the application thereof was committed to several trustees, of whom the said Charles Burney and John Cleaver Banks are the only survivors; that the interest only of the said fund was received by the said Richard Porson during his life; and, the principal being undisposed of at his death, it was determined by the original subscribers, assembled by public advertisement, that the same should be applied to such purposes as the trustees themselves should choose: that, in pursuance of this determination, after various dispositions of parts of the said fund, the said Charles Burney and John Cleaver Banks had proposed to the Chancellor, Masters and Scholars to transfer into their names in the public funds so much capital stock as would produce the yearly sum of twenty pounds, for the foundation of an annual prize, to be called the Porson University Prize; and the said Chancellor, Masters and Scholars having agreed to accept the said stock upon trust to apply the same to the purpose proposed, the said Charles Burney and John Cleaver Banks had transferred into the names of the said Chancellor, Masters and Scholars the capital sum of four hundred pounds Navy five per cent. annuities.

It is then declared and agreed that the dividends of the said stock shall be for ever yearly and every year laid out and expended in the purchase of one or more Greek book or books, to be chosen by the Vice-Chancellor of the University for the time being or his lawful deputy, which book or books shall

yearly, at the commencement, be given as a prize for Greek verse by the name of "The Porson University Prize," according to the following rules and regulations.

The verses shall be a translation of a passage or passages in some play of Shakspeare or of Ben Jonson or of Massinger or of Beaumont and Fletcher, selected by the Vice-Chancellor or his deputy, and announced or published a reasonable time before the commencement. The metre of the translation, if the selection be from a Tragedy, shall be *Tragicum Iambicum Trimetrum Acatalecticum* or *Tragicum Trochaicum Tetrametrum Catalecticum*; if from a Comedy, the metre of the translation shall be *Comicum Iambicum Trimetrum Acatalecticum* or *Comicum Trochaicum Tetrametrum Catalecticum* or *Comicum Anapœsticum Tetrametrum Catalecticum*. All undergraduates in the University may be candidates, but they must send their translations distinctly written and accentuated, and accompanied by literal Latin prose versions of the Greek, to the Vice-Chancellor's Lodge, on or before the day appointed by him or his deputy for that purpose. The examiners shall be the Vice-Chancellor or his deputy, the Provost of King's, the Master of Trinity College, the Master of St. John's College, the Master of Christ's College, the Master of Caius College, the Public Orator and the Greek Professor, or such of them as can attend; and the prize shall be given to the author of the translation which the examiners or a majority of them shall adjudge the best (and the Vice-Chancellor or his deputy shall have a casting vote if necessary), on condition that such prize translation be printed, and copies given to the Chancellor, the Vice-Chancellor, and the heads of houses, by the successful candidate previous to the commencement, and that the same be recited by the author in the Senate-House at the commencement. The plan adopted in the case of Sir William Browne's Prizes shall be followed as far as relates to ascertaining the author of the prize translation, without disclosure of the names of the other candidates. The prize translation shall be transcribed into a folio book to be kept by the Vice-Chancellor for the time being, and not to go out of his custody except annually, for the purpose of receiving transcripts of prize verses, or of being produced in the Senate-House. If in any year no worthy candidate shall appear, the book or

books provided for that year shall be reserved, and given to the candidate whose translation shall be adjudged by the examiners to be the second best, or next in merit to the prize translation, and worthy to be rewarded, in the next subsequent year; and so from time to time the book or books provided for any year, and not given in that year as a prize, shall be reserved till the examiners shall adjudge the same to be given, in some subsequent year, to a candidate whose translation shall be second best or third best to the prize translation, but worthy to be rewarded, and then shall be disposed of accordingly; provided that every candidate, whose translation is second best or third best, to whom such reward shall be adjudged, shall be subject to the like condition of printing at his expense and distributing, and reciting his translation as the author of the prize translation; and every such second best or third best translation shall be transcribed into the same book as the prize translation of the year in which it shall be produced.

Memorandum.—If in any year the whole sum of twenty pounds shall not happen to be expended in the prize book or books, the surplus shall be given to the same candidate as shall obtain the book or books as a prize or reward for his translation.

VII. Sir Peregrine Maitland's Prize.

The friends of Lieutenant-General Sir Peregrine Maitland, K.C.B., late Commander in Chief of the forces in South India, being desirous of testifying their respect and esteem for his character and principles, and for his disinterested zeal in the cause of Christian truth in the East, raised a fund for the institution of a prize in one of the Universities, and for other purposes, such prize to be associated with the name of Sir Peregrine Maitland.

In pursuance of the foregoing scheme, the sum of £1000 was given to the University of Cambridge in 1844, for the purpose of instituting a prize, to be called "Sir Peregrine Maitland's Prize," for an English essay on some subject connected with the Propagation of the Gospel, through missionary exertions, in India and other parts of the heathen world. It was suggested:—

1. That the prize should be given once in every three years, and should consist of the accruing interest of the principal sum during the preceding three years.

2. That the subject should be given out in the Michaelmas term by the Vice-Chancellor, and the exercises sent in before the division of the Easter term.

3. That the candidates for the prize, at the time when the subject is given out, be Bachelors of Arts under the standing of M.A.; or students in Civil Law or Medicine, of not less than four, or more than seven years' standing, not being graduates in either faculty, who shall be required, before they are admitted to become candidates, to produce from their respective Professors certificates that they have kept the exercises necessary for the Degree of Bachelor of Law or Medicine.

4. That the examiners for the prize should be the Vice-Chancellor and two other members of the University, either Masters of Arts, or of degrees superior to the degree of Master of Arts, to be nominated by the Vice-Chancellor and approved

by the Senate, and that their names should be announced together with the subject of the essay.

5. That the essay be printed at the expense of the successful candidate; and that fifty copies be distributed to each of the three following institutions:—The Society for the Propagation of the Gospel in Foreign Parts; the Church Missionary Society; Bishop Corrie's Grammar School at Madras.

VIII. The Burney Prize.

The Indenture, made January 19, 1847, between Jane Caroline Burney, of Cunningham Place, St John's Wood, in the County of Middlesex, spinster, of the one part, and the Chancellor, Masters and Scholars of the University of Cambridge of the other part, recites that Richard Burney, Esq., late of Cunningham Place aforesaid, invested in his life-time a certain sum of cash in the purchase of £3500, 3 per cent. Reduced Bank annuities, in the names of himself and the said Jane Caroline Burney, with the intention that she should transfer the said Bank annuities to the Chancellor, Masters and Scholars for the purpose of founding a certain prize; and that, after the death of the said Richard Burney, she, the said Jane Caroline Burney, had transferred the said sum, together with certain other sums in the said Bank annuities, amounting in the whole to £3720. 8*s*. 10*d*. into the names of the said Chancellor, Masters and Scholars.

It is then declared and agreed that the Chancellor, Masters and Scholars shall pay and apply the annual proceeds of the said fund in the following manner, viz.—

1. That a prize, to be called the Burney Prize, shall be established in the University for the best English Essay on some moral or metaphysical subject, on the existence, nature and attributes of God, or on the truth and evidence of the Christian religion.

2. That the prize shall be an annual one of a sum not exceeding £105, to be paid out of one year's dividends of the said sum of £3720. 8*s*. 10*d*.

3. That the balance of the said one year's dividends, as also any dividends or other monies, which may from any circumstance be in the hands of the Chancellor, Masters and Scholars applicable to the prize, shall from time to time be invested in their names and added to the said trust fund; out of which said additions any incidental expense connected with the trust shall be first paid, and the balance reserved in order to meet any exigency which may arise.

4. That the subject of such essay shall from year to year be chosen and set by the Vice-Chancellor for the time being, and shall be announced and declared by him on the day of admission of the questionists *ad respondendum quæstioni* in each year, and public notice thereof given.

5. That any Bachelor of Arts of the University of Cambridge shall be admissible to compete for the prize, who shall be in his first year of standing on the last day allowed for sending in the essays.

6. That the examiners of the compositions and the adjudicators of the prize shall be the Vice-Chancellor of the University, the Master of Christ's College and the Norrisian Professor of Divinity.

7. That in the event of the essays of two of the candidates being deemed by the examiners to possess equal merit, if one of such candidates shall be a member of Christ's College, the prize shall be adjudged to him; but in no case shall the prize be divided between two or more candidates.

8. That the candidates shall deliver their essays in writing to the Vice-Chancellor on or before Nov. 12 in each year, and the prize be adjudged with all convenient dispatch.

9. That the successful candidate shall cause his essay to be printed at his own expense, and deliver or cause to be delivered a copy thereof to the respective libraries of the Universities of Cambridge, Oxford, Dublin and Edinburgh, to the library of Christ's College, Cambridge, and to the Vice-Chancellor, the Master of Christ's College, and the Norrisian Professor of Divinity.

10. That upon such copies being delivered as aforesaid, the said sum, not exceeding £105, shall be paid to the successful candidate out of the dividends and interest accruing during the year in which the subject was announced.

IX. The Adams Prize.

Several members of St John's College having raised by subscription a fund for the purpose of establishing a prize to be connected with the name of Mr. Adams, in testimony of their sense of the honour he has conferred on his College and the University by having been the first among the Mathematicians of Europe to determine from perturbations the unknown place of a disturbing planet exterior to Uranus, offered the said fund to the University for its acceptance under the following regulations:—

1. That a prize to be called "The Adams Prize," be awarded every two years, during the Michaelmas term, to the author of the best essay on some subject of pure Mathematics, Astronomy, or other branch of Natural Philosophy.

2. That the Vice-Chancellor and the Plumian Professor of Astronomy and Experimental Philosophy be requested to undertake the office of examiners and adjudicators of the prize, in conjunction with two persons to be nominated by colleges in rotation, according to the cycle of Proctors, and to be approved by Grace of the Senate, provided always that not more than two of the examiners be members of the same college.

3. That the Adams Prize be open to the competition of all persons who have at any time been admitted to a degree in this University.

4. That the successful candidate receive two years' income of the fund, and in case no essay be considered deserving of the prize, the income of the past two years be added to the capital of the fund.

5. That the first two examiners to be chosen by the Senate be elected at the second Congregation of the Lent term of 1849, and that the future examiners be in like manner elected every second year.

6. That as soon as may be after the election of the said two examiners, or at least before the end of the Lent term in which they shall have been elected, the four examiners select and publicly announce the subject for the next essay, and that

the prize for the same be awarded in the Michaelmas term of the year next following.

7. That the essays be sent in to the Vice-Chancellor on or before the first day of July preceding the Michaelmas term in which the prize is to be awarded, in the same manner and form as are prescribed in the regulations for the Chancellor's English Medal.

8. That the essay be printed at the expense of the successful candidate, and a copy be presented to the University Library, to the Library of St John's College, and to each of the four examiners.

9. That if at any time hereafter it appear to the Senate to be expedient to alter the foregoing scheme, it be competent to the Master and senior Fellows of St John's College, at the request of the Senate, to propose for its adoption an amended scheme.

The proposal was accepted by Grace of the Senate, April 7, 1848.

The following alterations having been approved by the Master and senior Fellows of St John's College, were made in the scheme by Grace of the Senate, Feb. 23, 1853.

In the sixth regulation to omit the words "and that the prize for the same be awarded in the Michaelmas term of the year next following."

For the seventh regulation to substitute the following: "That the essays be sent to the Vice-Chancellor on or before the 16th day of December of the year next following that in which the subject is announced, in the same manner and form as are prescribed in the regulations for the Chancellor's English Medal; and that the prize be awarded before the division of the following Easter term."

X. The Le Bas Prize.

A large number of members of the civil service of India who were students at the East India College at Haileybury at various intervals during the thirty years that the Rev. C. W. Le Bas, M.A., formerly Fellow of Trinity College, was connected with that institution, desirous of testifying their regard for Mr. Le Bas, and of perpetuating the memory of his services, raised a fund amounting to about £1,920 three per cent. consols, which was offered to and accepted by the University in November, 1848, for founding an annual Prize, to be called in honour of Mr. Le Bas, "The Le Bas Prize," for the best English Essay on a subject of General Literature, such subject to be occasionally chosen with reference to the history, institutions, and probable destinies and prospects of the Anglo-Indian empire.

It was proposed:—

1. That "The Le Bas Prize" shall consist of the annual interest of the above-mentioned fund, the Essay being published at the expense of the successful candidate.

2. That the candidates for the Prize shall be, at the time when the subject is given out, Bachelors of Arts under the standing of M.A.; or students in civil law or medicine of not less than four or more than seven years' standing, not being graduates in either faculty, but having kept the exercises necessary for the degree of Bachelor of Law or Medicine.

3. That the subject for the Essay shall be selected and the Prize adjudicated by the Vice-Chancellor and two other members of the Senate, to be nominated by the Vice-Chancellor and approved by the Senate at the first Congregation after the tenth day of October in each year.

4. That the subject shall be given out in the week preceding the division of the Michaelmas Term in each year, and the Essays sent in before the end of the next ensuing Easter Term.

XI. The Carus Greek Testament Prizes.

Several friends of the Rev. William Carus, M.A., late senior Fellow of Trinity College, desirous of testifying their regard to Mr. Carus, raised a fund amounting to £500. 3 per cent. consols, which they offered to the University for the purpose of founding a yearly Prize or Prizes for the encouragement of the accurate study of the Greek Testament.

Mr. Carus subsequently offered to the University the sum of £500. 3 per cent. consols to augment the said Fund.

The offers were accepted by the Senate on February 2, 1853, and May 25, 1853, respectively.

A Syndicate was appointed by Grace on February 2, 1853, to draw up a scheme of regulations for the institution of the Prize; and their recommendations were adopted by Grace, May 25, 1853, as follows:—

1. That there shall be two yearly Prizes, to be called "The Carus Greek Testament Prizes."

2. That one of the Prizes shall be open for competition to all students who, having been admitted *ad respondendum quaestioni*, are not of sufficient standing to be created Masters of Arts, and to students in Civil Law or Medicine, of not more than seven years' standing, who shall be required, before they are admitted to become candidates, to produce certificates from their respective Professors that they have kept the exercises necessary for the degree of Bachelor of Law or Physic.

3. That the other Prize shall be open to all students who are not of sufficient standing to be admitted *ad respondendum quaestioni*.

4. That the net proceeds of the Fund, after the Examiners have been paid, shall be divided into two equal parts (one for each Prize) to be laid out in standard Theological Books, the successful candidates being allowed to choose the Books, subject to the approval of the Regius Professor of Divinity.

5. That one Examiner, who shall be a member of the Senate, shall be nominated in every year by the Vice-Chancellor,

the three Professors of Divinity, and the Regius Professor of Greek, to hold office for two years, and that his name shall be proposed to the Senate for election at the first Congregation after the B.A. commencement.

6. That whenever a vacancy may occur, a new Examiner shall be nominated and elected in a similar manner.

7. That each Examiner shall receive five pounds yearly out of the proceeds of the Fund.

8. That the Examination for the Bachelors' Prize shall take place on the day (or, if Sunday interfere, on the day next but one) following the completion of the Theological Examination.

9. That the Examination of the Undergraduates' Prize shall take place on the Thursday after the division of Michaelmas Term.

10. That the candidates shall be required to send in their names to the Examiners at least a week before the day on which they are to be examined.

11. That each Examination shall consist of two printed papers, and shall be concluded in one day.

12. That the Examinations shall embrace Translation and Questions upon the Criticism and Interpretation of the Greek Testament.

13. That no student shall be eligible for the Bachelors' Prize who has not passed the Theological Examination.

14. That the Prizes shall be first given in the year 1854, and that two Examiners shall be nominated and elected in the Lent Term of that year, of whom one shall hold office only for one year.

15. That a successful candidate shall not be a second time elected to receive the same Prize.

XII. The Scholefield Prize.

The friends of the late Rev. James Scholefield, M.A., Regius Professor of Greek, wishing to establish a Memorial of him in the University, and having with that view raised a sum amounting to £500. 3 per cent. consols, offered that sum to the University to be applied to the encouragement of the critical study of the Holy Scriptures.

The offer was accepted by the Senate on April 30, 1856; and a Syndicate was appointed on the same day to draw up rules for the institution of such a Prize.

The recommendations of the Syndicate were adopted by Grace, May 22, 1856, as follows:—

That the net proceeds in every year of the Fund presented to the University be given as a Prize to that student among the Middle Bachelors, who, being in the First Class of Honours in the Theological Examination of that year, shall be judged by the Examiners to have shown the best knowledge of the Greek Testament and of the Septuagint version of the Old Testament.

That the Prize be called "The Scholefield Prize," and that the Prizeman be distinguished as such by a mark attached to his name in the list of honours published by the Examiners.

TRUSTS, STATUTES AND DIRECTIONS

AFFECTING

Other Gifts and Endowments of the University.

I. The Lady Margaret's Preachership.

1. *Fundatio Dominae Margaretae Comitissae Richmond unius Praedicatoris verbi Dei in Universitate cum statutis.*

In Dei Nomine. Amen. Cum excellentissimus Henricus rex Angliae et Franciae et dominus Hiberniae septimus de gratia sua speciali ac ex certa scientia et mero motu suis per literas suas patentes, quarum datum est apud Westmonasterium septimo die Februarii anno regni sui decimo nono, concesserit et licentiam dederit nobis Margaretae Comitissae Richmond matri ejusdem domini regis et executoribus nostris, quod nos seu nostrum aliquis vel aliqui unam cantariam perpetuam unius Praedicatoris verbi Dei ad laudem et honorem sanctae et individuae Trinitatis ac fidei Christianae augmentum, necnon ob nostrae animae et animarum parentum, progenitorum et antecessorum nostrorum ac omnium fidelium defunctorum salutem, in Universitate Cantabrigiae Elien. dioc. juxta ordinationes et statuta nostra vel executorum nostrorum fundare, creare, erigere et stabilire possimus, possit aut possint, et quod Praedicator cantariae praedictae, cum sic fundatus, creatus, erectus et stabilitus fuerit, Praedicator verbi Dei per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundatus nuncupetur, ac quod Praedicator hujusmodi pro tempore existens sit unum corpus in re et nomine habeatque successionem perpetuam, et quod ipse et successores sui per nomen Praedicatoris verbi Dei per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae ordinati in omnibus et omnimodis actionibus, sectis, causis, querelis et placitis, tam realibus quam personalibus et mixtis, ac placitis assisae novae disseisinae et omnibus aliis materiis et causis quibuscunque in quibuscunque curiis tam spiritualibus quam temporalibus implacitare possint et implacitari, respondere et responderi, ac per idem nomen perquirere, recipere, appropriare, consolidare, annectere et unire, habere, gaudere et possidere sibi et successoribus suis, ac dare et concedere possint terras, tenementa, redditus, reventiones, servitia, portiones, pensiones, apportus et annuitates ac advocationes,

hospitalia, prioratus, liberas capellas ac alia beneficia ecclesiastica quaecunque, necnon omnia et omnimoda haereditamenta ac alias possessiones quascunque ac bona et catalla quaecunque prout in eisdem literis patentibus plenius continetur. Nos antedicta Comitissa ratione et vigore literarum patentium praedictarum ac auctoritate nobis per easdem literas patentes concessa tricesimo die Octobris anno regni dicti domini regis et filii mei vicesimo unam cantariam perpetuam unius Praedicatoris verbi Dei in Universitate Cantabrigiae erigimus, creamus, fundamus et stabilimus per praesentes, ac Praedicatorem illum Praedicatorem verbi Dei per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundatum nuncupari, nominari et vocari ordinamus per praesentes. Et quendam magistrum Johannem Fawne sacrae Theologiae baccalaureum primum Praedicatorem cantariae praedictae facimus, creamus et ordinamus per praesentes, et quod idem Praedicator habeat successionem perpetuam quodque idem Praedicator et successores sui sint unum corpus in re et nomine, et quod ipse et successores sui per nomen Praedicatoris verbi Dei per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae ordinati in omnibus et omnimodis actionibus, sectis, causis, querelis et placitis, tam realibus quam personalibus et mixtis, ac placitis assisae novae disseisinae et in omnibus aliis materiis et causis quibuscunque in quibuscunque curiis tam spiritualibus quam temporalibus implacitare possint et implacitari, respondere et responderi, ac per idem nomen perquirere, recipere, appropriare, consolidare, annectere et unire, habere, gaudere et possidere sibi et successoribus suis ac dare et concedere possint terras, tenementa, redditus, reventiones, servitia, pensiones, portiones, apportus et annuitates ac advocationes, hospitalia, prioratus, liberas capellas et alia beneficia ecclesiastica quaecunque, necnon omnia et omnimoda haereditamenta et alias possessiones quascunque ac bona et catalla quaecunque.

Volumus insuper et ordinamus per praesentes quod praedictus Praedicator verbi Dei et successores sui Praedicatores hujusmodi palam, publice, personaliter et solenniter praedicabit aut praedicabunt singulis annis perpetuis futuris temporibus sex solennes et publicos sermones in forma quae sequitur: videlicet, omni anno

Praedicator praedictus pro tempore existens unum sermonem apud crucem Sancti Pauli in caemeterio Sancti Pauli London semel uno die dominico aut alio consueto, plures sermones ibidem publice et solenniter praedicabit dum tamen ad ibidem semel praedicandum quovismodo licentiam poterit obtinere. Et si idem Praedicator unum diem dominicum aut alium ut praedicitur ad praedicandum ibidem, ut praemittitur, sibi assignari semel in anno obtinuerit et eodem die sic, ut praedicitur, eidem apud dictam crucem limitato propter aliquam rationabilem causam ad praedicandum non admittatur, de quo impedimento in sabbato ante hujusmodi diem dominicum aut alium quemcunque diligenter faciet inquisitionem, tunc volumus quod praedicator praedictus in Ecclesiâ Sanctae Margaretae apud Westmonasterium suum solenniter praedicabit sermonem ipso eodem die quo apud crucem Sancti Pauli praedicare deberet ut praemittitur. Si tamen in dicta ecclesia Sanctae Margaretae ex aliqua rationabili causa dicto die praedicare nequiverit, tunc volumus quod Praedicator praedictus eundem sermonem in una Ecclesia excellentiori infra civitatem London praedicare omnino teneatur. Volumus tamen quod semel saltem infra biennium apud dictam crucem Sancti Pauli London omni excusatione postposita unum ad minus praedicabit sermonem. Item volumus quod idem praedicator semel aliquo die festo in Ecclesiis de Cheshunt, Ware (London: Dioc:) Bassingbourn, Orwell, Babram (Elien: Dioc:) Maxey, duabus ecclesiis parochialibus de Deeping, videlicet Sancti Jacobi et Sancti Andreae, Burn, Boston, Swyneshed (Lincoln: Dioc:) semel infra biennium solenniter et publice praedicabit. Ita tamen quod ad minus sex sermones singulis annis in praedictis ecclesiis ad placitum suum praedicare teneatur. Volumus etiam et ordinamus quod electio et provisio dicti Praedicatoris verbi Dei de triennio in triennium ad Cancellarium aut Vice-Cancellarium Universitatis Cantabrigiae seu eorum vel eorum alterius deputatum et magistros, custodes, praepositos aut praesidentes collegiorum dictae Universitatis perpetuis futuris temporibus pertineat in forma quae sequitur, viz: quod Cancellarius aut Vice-Cancellarius Universitatis praedictae qui pro tempore fuerit, vel eorum seu eorum alterius deputatus, infra quatuordecim dies a tempore quo officium Praedicatoris praedicti vacare contigerit sive per triennii expirationem, per mortem,

cessionem, dimissionem, amotionem, alicujus beneficii acceptationem vel quia idem Praedicator in Universitate praedicta residere noluerit, convocabit seu convocari faciet ad ecclesiam beatae Mariae Virginis infra dictam Universitatem omnes magistros, custodes, praepositos seu praesidentes omnium et singulorum collegiorum dictae Universitatis ad tunc in eadem Universitate existentes qui interesse voluerint ad eligendum unum Praedicatorem verbi Dei aptum, habilem et idoneum ad praedicandum, viz: unum sacrae Theologiae doctorem socium perpetuum alicujus collegii dictae Universitatis vel alium doctorem extra collegium in eadem commorantem, si quis doctor in eadem Universitate aptus, habilis et ad praedicandum idoneus reperiatur qui dictum officium praedicandi acceptare et ibidem residere voluerit. Et si in collegiis vel extra collegia infra dictam Universitatem non reperiatur talis doctor ut praemittitur, tunc volumus quod dictus Cancellarius seu Vice-Cancellarius aut eorum vel eorum alterius deputatus et magistri, praepositi seu praesidentes collegiorum ut praedicitur unum Sacrae Theologiae inceptorem socium alicujus collegii vel alibi in dicta Universitate studentem aptum, habilem et ad praedicandum idoneum, omni favore, partialitate, mercede, timore et affectione totaliter postpositis, eligant seu major pars eorundem magistrorum eligat. Et si per ipsos, viz: Cancellarium aut Vice-Cancellarium vel eorum seu eorum alterius deputatum et magistros, praepositos seu praesidentes praedictos seu per majorem partem eorundem talis sacrae Theologiae inceptor aptus, habilis et ad praedicandum idoneus non reperiatur, tunc volumus quod idem Cancellarius aut Vice-Cancellarius vel eorum seu eorum alterius deputatus et magistri, praepositi seu praesidentes collegiorum praedictorum unum Sacrae Theologiae baccalaureum socium alicujus collegii aut alibi in Universitate commorantem aptum, habilem et ad praedicandum omnino idoneum, in quo conscientias dictorum Cancellarii, Vice-Cancellarii ac eorum et eorum alterius deputati et magistrorum, praepositorum sive praesidentium stricte in Domino oneramus, ad officium Praedicatoris verbi Dei eligant. Et si in tempore electionis Praedicatoris praedicti Cancellarius aut Vice-Cancellarius qui pro tempore fuerit, vel eorum seu eorum alterius deputatus, et magistri, praepositi sive praesidentes collegiorum dictae Universitatis super uno doctore, inceptore seu baccalaureo

ut praedicitur unanimiter et concorditer non consenserint, tunc volumus quod ille doctor, inceptor vel baccalaureus in Praedicatorem praedictum eligatur in quem coram Cancellario aut Vice-Cancellario vel eorum seu eorum alterius deputato major pars magistrorum, praepositorum sive praesidentium collegiorum praedictorum consenserit. Proviso semper quod, si sint diversae personae ad officium Praedicatoris praedicti aequales voces habentes, omnino eligatur et ad officium praedicti Praedicatoris admittatur qui votum et vocem Cancellarii aut Vice-Cancellarii vel eorum seu eorum alterius deputati, qui tunc et ibidem praesens fuerit, obtinuerit. Proviso semper quod in omni hujusmodi electione Praedicatoris nostri aliquis de collegio Christi caeteris paribus praeferatur. Insuper volumus et ordinamus, quando et quoties contigerit aliquem talem Praedicatorem in eodem officio per triennium continuare, quod tunc infra quatuordecim dies tunc proxime sequentes finem cujuslibet talis triennii a primo die admissionis suae in officium suum cantariae Praedicatoris praedicti dies et annos computando, idem aut alius in Praedicatorem praedictum eligatur modo et forma superius expressis. Volumus etiam quod quilibet talis Praedicator verbi Dei, sic ut praemittitur electus, in admissione sua coram Cancellario aut Vice-Cancellario vel eorum seu eorum alterius deputato, magistris et praepositis sive praesidentibus collegiorum tunc ibidem existentibus juramentum solemniter praestabit corporale quod ipse omnes et singulas ordinationes nostras Praedicatoris hujusmodi officium concernentes pro parte sua juxta vim, formam et effectum earundem bene et fideliter observabit et adimplebit, quas quidem ordinationes idem Praedicator tunc et ibidem de verbo ad verbum, tactis per eum sanctis Evangeliis, coram dicto Cancellario aut Vice-Cancellario vel eorum seu eorum alterius deputato et magistris et praepositis sive praesidentibus praedictis in dicta sua admissione leget; de quibus juramento et lectione Praedicator sic admissus sumptibus et expensis suis in registris praedicti Cancellarii aut Vice-Cancellarii pro tempore existentis plenam et expressam mentionem fieri faciat. Volumus etiam quod Praedicator praedictus nullum omnino habeat beneficium, et quod, dictis suis sermonibus expeditis, in dicta Universitate continuo resideat, justo et rationabili impedimento cessante, in quo conscientiam ejusdem Praedicatoris

stricte in Domino oneramus. Proviso semper quod idem Praedicator possit esse socius cujuscunque collegii dictae Universitatis et habere societatem cujuscunque collegii ac omnibus et singulis ejusdem gaudere emolumentis una cum salario et stipendio nostris. Volumus etiam et ordinamus quod quilibet Praedicator cantariae praedictae perpetuis futuris temporibus in singulis suis sermonibus orabit et alios orare exhortabitur pro bono et prospero statu nostro fundatricis cantariae praedictae dum in humanis vixerimus ac pro felici statu illustrissimi principis nostri Henrici septimi carissimi filii mei et principis cum tota nobili ejusdem progenie et pro bono statu aliorum omnium pro quibus orare decrevimus, et post decessum nostrum pro anima nostra et anima nobilissimi principis Johannis ducis Somerset ac dominae Margaretae consortis suae progenitorum nostrorum ac pro animabus nobilissimae dominae Elizabethae nuper reginae et consortis praedicti domini regis nostri ac domini Thomae Stanley Comitis Derby et pro anima praedicti filii mei carissimi cum ab hac luce migraverit, necnon pro animabus aliorum omnium pro quibus tenemur et specialiter volumus ad Deum preces effundi et pro animabus omnium fidelium defunctorum. Volumus etiam quod idem Praedicator pro tempore existens in qualibet missa sua devote dicet pro bono statu nostro, durante vita nostra, hanc collectam, *Deus qui justificas impium*, cum secreto et postcommunione una cum speciali memoria nostri in suo memento pro vivis, et post decessum nostrum, *Deus cui proprium* minorem cum secreto et postcommunione una cum speciali memoria pro anima nostra et animabus progenitorum et antecessorum nostrorum ac aliorum omnium superius nominatorum pro quibus orari volumus ac pro animabus omnium fidelium defunctorum in suo memento pro mortuis. Volumus insuper et ordinamus per praesentes quod, si contingat aliquem Praedicatorem cantariae praedictae ordinationibus et voluntatibus nostris supradictis contravenire aut de aliquo crimine, vitio seu malefacto per Cancellarium aut Vice-Cancellarium Universitatis praedictae pro tempore existentem aut eorum seu eorum alterius deputatum et majorem partem magistrorum, praepositorum seu custodum collegiorum Universitatis praedictae tunc et ibidem existentium notari, tunc idem Praedicator primo, secundo et tertio moneatur; et si ad secundam monitionem se non reforma-

verit cum effectu, tunc per substractionem stipendii secundum discretionem Cancellarii aut Vice-Cancellarii praedicti vel eorum seu eorum alterius deputati et majoris partis praefatorum magistrorum, praepositorum, custodum collegiorum puniatur, quae pecunia sic substracta ad utilitatem Universitatis praedictae per discretionem Cancellarii vel Vice-Cancellarii praedicti aut eorum seu eorum alterius deputati disponatur; et si post tertiam monitionem se non reformaverit tunc ab officio et servitio Praedicatoris praedicti penitus amoveatur. Et volumus et ordinamus quod quilibet Praedicator verbi Dei pro tempore existens habeat pro salario, stipendio et labore suis, viz: pro quolibet anno decem libras legalis monetae Angliae per Abbatem, Priorem et Conventum monasterii beati Petri Westmonasteriensis et successores suos ad Festa Paschae et sancti Michaelis archangeli per aequales portiones, juxta voluntatem nostram in quibusdam indenturis inter nos et praefatos Abbatem, Priorem et Conventum inde confectis specificatam et declaratam, bene et fideliter in dicta Universitate Cantabrigiae ad manum praedicti Praedicatoris seu ejus deputati singulis annis persolvendas. Nos tamen praefata Comitissa auctoritatem et potestatem explanandi, reformandi et corrigendi omnes et singulas ordinationes praedictas et earum quamlibet, ac etiam easdem ordinationes minuendi et in melius mutandi, necnon alias ordinationes congruas, utiles et necessarias ordinationibus nostris supradictis et earum cuilibet addendi durante vita nostra toties quoties nobis videbitur expedire ac hujusmodi Praedicatoris admissionem et amotionem quotiescunque nobis videbitur similiter durante vita nostra reservamus per praesentes. In cujus rei testimonium praesentibus tripartitis indentatis sigillum nostrum apposuimus die et anno supradictis.

2. *Conventio Abbatis Westmonasteriensis pro solutione stipendii Praedicatoris verbi Dei ex fundatione Dominae Margaretae Comitissae Richmond.*

Omnibus Christi fidelibus ad quos hoc praesens scriptum pervenerit Johannes Abbas monasterii beati Petri Westmonasteriensis ac Prior et Conventus ejusdem monasterii salutem. Sciatis nos praefatos Abbatem, Priorem et Conventum unanimi assensu et consensu nostris dedisse, concessisse ac hoc praesenti scripto

nostro confirmasse Johanni Fawne in sacra theologia baccalaureo Praedicatori verbi Dei in honore nominis Jesu et annunciationis beatae Mariae Virginis per Margaretam Comitissam Richmond matrem regis Henrici septimi in Universitate Cantabrigiae fundato quandam annuitatem sive annualem redditum decem librarum, HABENDAM, percipiendam et levandam praedictam annuitatem sive annualem redditum decem librarum de nobis praefatis Abbate, Priore et Conventu et successoribus nostris in perpetuum ad festa Paschae et Sancti Michaelis archangeli in Universitate praedicta annuatim solvendam. ET SI CONTINGAT praedictam annuitatem sive annualem redditum decem librarum a retro fore praefato Praedicatori aut successoribus suis in parte vel in toto per sex septimanas post aliquod festum festorum praedictorum, quo ut praefertur solvi debeat, insolutam, quod tunc bene licebit praefato Praedicatori et successoribus suis in manerium de Drayton cum pertinentiis ac in omnia terras et tenementa nostra in West Drayton, Hillingdon, Colham, Woxbrigge et in parochiis de Willesdon, Padington, Westburne, et Kensington cum pertinentiis in Comitatu Middlesex et quamlibet eorumdem parcellam intrare et distringere, districtionesque sic ibidem captas licite abducere et penes se retinere, quousque eidem Praedicatori et successoribus suis de dicta annuitate sive annuali redditu decem librarum et arreragiis ejusdem, si quae fuerint, plenarie fuerit satisfactum et contentatum. ET NOS praefati Abbas, Prior et Conventus, concedimus et obligamus nos et successores nostros praefato Praedicatori et successoribus suis per praesentes quod, toties quoties contingat praedictam annuitatem sive annualem redditum decem librarum a retro fore praefato Praedicatori aut successoribus suis in parte vel in toto post duos menses post aliquod festum festorum praedictorum, quo ut praefertur solvi debeat, non solutam, nos praefati Abbas, Prior et Conventus et successores nostri forisfaciemus et solvemus praefato Praedicatori et successoribus suis viginti solidos nomine paenae, et quod bene licebit eidem Praedicatori et successoribus suis tam pro praedicta annuitate sive annuali redditu decem librarum quam pro dictis viginti solidis nomine paenae concessis in manerium, terras et tenementa praedicta cum pertinentiis et quamlibet eorumdem parcellam intrare et distringere districtionesque sic captas licite asportare, abducere et penes se

retinere, quousque eidem Praedicatori et successoribus suis tam de dicta annuitate sive annuali redditu decem librarum quam de dictis viginti solidis ut praefertur nomine paenae concessis plenarie fuerit satisfactum et persolutum. Proviso semper quod si contingat (quod absit) manerium, terras et tenementa praedicta a possessione et seisina nostris praedictorum Abbatis, Prioris et Conventus aut successorum nostrorum justo et legitimo titulo absque fraude, collusione et covina nostris vel successorum nostrorum et non in defectu nostro praedictorum Abbatis, Prioris et Conventus et successorum totaliter evinci, et nos praefatos Abbatem, Priorem et Conventum et successores nostros a possessione sua inde justo et legitimo titulo ab eisdem sine fraude, collusione et covina nostris praedictorum Abbatis Prioris et Conventus vel successorum nostrorum per unum annum integrum extra teneri, aut si contingat ecclesiam parochialem de Cheshunt in Comitatu Hertford, (Lond: dioc:) aut ecclesiam parochialem de Swynshed in Comitatu Lincoln, (Lincoln: dioc:) quae nobis praefatis Priori et Conventui et successoribus nostris appropriatae existunt, a possessione nostra praedictorum Abbatis, Prioris et Conventus aut successorum nostrorum sine fraude, collusione et covina nostris et successorum nostrorum legitime evinci, et appropriationes praedictas legitime dissolvi et evacuari, nosque praefatos Abbatem, Priorem et Conventum aut successores nostros ab eisdem ecclesiis seu eorum altera sine fraude, collusione et covina et assensu nostris praedictorum Abbatis, Prioris et Conventus aut successorum nostrorum per unum annum integrum justo et legitimo titulo extra teneri, quod extunc praesens concessio dictae annuitatis sive annualis redditus decem librarum omnino cessetur et evacuetur et omni suo robore careat et virtute. In cujus rei testimonium huic praesenti scripto nostro sigillum nostrum commune apposuimus. Datum septimo die Novembris anno Domini millesimo quingentesimo quinto, et anno regni regis Henrici septimi post Conquestum vicesimo primo.

3. *The decree of the Court of Augmentations for the Lady Margaret's Preacher.*

Henricus Octavus Dei gratia Angliae Franciae et Hiberniae rex, fidei defensor et in terra ecclesiae Anglicanae et Hibernicae

supremum caput, omnibus ad quos praesentes literae pervenerint salutem: Inspeximus inter recorda et irrotulamenta curiae augmentationum reventionum coronae nostrae quoddam decretum per Cancellarium et consilium ejusdem curiae secundum haec verba:

MEMORANDUM—Where the excellent Princess Margaret, some time Countess of Richmond and Derby, now deceased, mother to the right excellent Prince of famous memory, Henry the Seventh, late King of England, father to our Sovereign Lord King Henry the Eighth, by licence given and granted to her by the said King Henry the Seventh, erected, founded, ordained, established and made a perpetual chantry of one Preacher of the word of God in the University of Cambridge within the diocese of Ely, commonly called the Preacher of the word of God in the honor of the name of Jesu and the annunciation of our blessed Lady the Virgin, founded in the University of Cambridge within the diocese of Ely by Margaret Countess of Richmond, mother of King Henry the Seventh, which Preacher should have yearly for his stipend and wage ten pounds of lawful money of England to be paid by the Abbot, Prior and Convent of the late monastery of Saint Peter of Westminster and their successors, in consideration of certain manors, lands, tenements and other hereditaments freely given and granted by the said Countess to the said Monastery to bear and support as well the said stipend and salary as also divers other charges, as by one book indented, made between the said Countess and the said Abbot, Prior and Convent, bearing date the second day of March in the twenty-first year of the reign of the most excellent Prince of famous memory King Henry the Seventh, father to our said Sovereign Lord, more plainly appeareth. AND where the Abbot, Prior and Convent of the said late monastery after the foundation of the said chantry by their writing under their Convent Seal hath according to their covenant and grant contained in the said book indented, and according also to the confidence and trust put in them by the said Countess, granted and made sure to one John Fawne first nominate Preacher, and to his successors Preachers for ever, one annuity or yearly rent of ten pounds at the feasts of Easter and Saint Michael the archangel in the said University yearly

to be paid, with one clause of distress in the manor of Drayton in the county of Middlesex, and in divers other lands and tenements comprised in their said grant, as by the said deed bearing date the sixth day of November in the said twenty-first year of the reign of the said excellent Prince King Henry the Seventh more plainly appeareth, which said monastery of Saint Peter of Westminster with the whole possessions and revenues spiritual and temporal thereof is now given, surrendered and come to our said Sovereign Lord King Henry the Eighth. FORASMUCH as upon due examination it is duly proved before the Chancellor and counsel of the Court of Augmentations of the revenues of our Sovereign Lord the King's crown, that the said annuity or annual rent of ten pounds was continually paid by the Abbot and Convent of the said late monastery for the time being to the said Preacher before and until the time of the dissolution of the said late monastery, and because also it is the King's pleasure that the said Preacher shall continue according to the foundation of the said chantry; IT IS THEREFORE ordered and decreed by the said Chancellor and counsel in the term of the Holy Trinity, that is to say, the tenth day of June in the thirty-fourth year of the reign of our Sovereign Lord King Henry the Eighth, that one Henry Pauley now Preacher and his successors Preachers according to the foundation of the said chantry contained in the said book indented shall have and enjoy for ever the said annuity or annual rent of ten pounds sterling, to be paid by the hands of the treasurer of the said Court of Augmentations for the time being of such the King's treasure of the same Augmentations as shall remain in the hands of the same treasurer at the said feasts of Easter and Saint Michael the archangel by even portions. AND it is further ordered and decreed by the said Chancellor and counsel that the said Preacher shall have all the arrearages of the said annuity due sythen and from the feast of Saint Michael the archangel in the thirty-first year of the reign of King Henry the Eighth, to be paid by the hands of the said treasurer of the treasure aforesaid.

Nos autem tenorem decreti praedicti ad requisitionem praedicti Praedicatoris duximus exemplificandum per praesentes. IN CUJUS rei testimonium has literas nostras fieri

fecimus patentes teste Ricardo Ryche milite apud Westmonasterium sexto decimo die Junii anno regni nostri tricesimo quarto.

4. *Letter of King Charles the Second.*

CHARLES R. Trusty and well-beloved, we greet you well.

Whereas the Lady Margaret, late Countess of Richmond and Derby, in her foundation of a Preacher in that our University did oblige him to preach at twelve or thirteen several towns in several Counties, and accordingly did allow him what was in those days a competent salary and sufficient for the discharging of the expences of his journey: We, understanding that the salary of the said Preacher is now very small and inconsiderable, and therefore being disposed to free him from the said expensive duties, have thought fit and accordingly do hereby dispense with all those that shall be her Preachers for the future for their not preaching at the places aforesaid; provided that they do all other exercises in the University unto which by the said foundation or custom they are obliged. And our pleasure also is that you alter the oath which the said Preachers at their entrance were to take according to these premises, and that you cause these our royal letters of dispensation to be registered in the University register as the rule to be observed for the future as to the foundation aforesaid. And for so doing this shall be your warrant. And so we bid you farewell.

Given at our Court at Whitehall, the 30th day of October, 1679, in the 31st year of our reign.

By His Majesty's command,

SUNDERLAND.

To our trusty and well-beloved the Vice-Chancellor of our University of Cambridge to be communicated to the Senate there.

II. Commemoration of King Henry the Seventh.

1. *Foundation Deed*, 20 *Nov.* 20 *H. VII.*

This Indenture quadripartite made between the most Christian King Henry the Seventh, by the grace of God King of England and of France and Lord of Ireland, the twentieth day of November, the twentieth year of his most noble reign, of the one part: And John Islippe, Abbot of the monastery of Saint Peter of Westminster, and the Prior and Convent of the same monastery, of the second part: And the Chancellor, Masters and Scholars, of the University of Cambridge, of the third part: And the Mayor and Commonalty of the City of London, of the fourth part: Witnesseth that the said Abbot, Prior and Convent of the said monastery of Saint Peter of Westminster, according to the intent and effect of Indentures of covenants, made between the said King our Sovereign Lord, and the same Abbot, Prior and Convent, bearing date the sixteenth day of July last past, and according to the confidence and trust that our Sovereign Lord the King hath put in the same Abbot, Prior and Convent, and their successors, truly and effectually to execute and perform the devout will and mind of our said Sovereign Lord the King in that behalf: Hath given and granted, and by these presents give and grant, for them and their successors, unto the said Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, to the use of the same University, an annuity or annual rent of ten pounds, to have and perceive of the said Abbot, Prior and Convent, and their successors, to the said Chancellor, Masters and Scholars, and their successors yearly for ever while the world shall endure, in the feast of Saint Michael the archangel or within one and twenty days next after every such feast, in the church of our Lady called Saint Mary's Church, in the said University of Cambridge, to be employed and disposed for the common weal of the same University. To the which payment of the said annuity or annual rent of ten pounds, well and truly to be contented and paid yearly

while the world shall endure, within the days and place above rehearsed, the said Abbot, Prior and Convent bind them and their successors unto the said Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, by these presents: And over that the said Abbot, Prior and Convent covenant and grant for them and their successors, and them and their successors bind by these presents, to the said Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, That as often as it shall happen the said annuity or annual rent of ten pounds, or any parcel thereof, to be behind unpaid by the space of one and twenty days next after any of the said feasts, contrary to the form and effect of these Indentures, that then and so often the said Abbot, Prior and Convent, and their successors, shall forfeit, content and pay, and bind them and their successors to content and pay, to the said Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, twenty pounds of lawful money of England in the name of a pain over and above the said sum of ten pounds: And the said Chancellor, Masters and Scholars covenant and grant, for them and their successors, and them and their successors bind to the said Mayor and Commonalty, and their successors, by these presents, that the same Chancellor, Masters and Scholars, and their successors, shall hold and keep a solemn anniversary, in the said church of our Lady, in the said University, yearly while the world shall endure, in manner and form following; that is to say, during the life of the same King our Sovereign Lord, in the eleventh day of February, as often as it shall not fall upon any Sunday, and as often as it shall happen to fall upon any Sunday in the year, that then and so often the same Chancellor, Masters and Scholars, and their successors, shall hold and keep the same anniversary in the Saturday next before every such Sunday: All and every the same anniversaries to be holden and kept for the good and prosperous estate of the said King our Sovereign Lord during his life, and for the prosperity of this his realm; And for the soul of the right excellent Princess Elizabeth, late Queen of England, his wife, and for the souls of their children and issue, and for the soul of the right excellent Prince Edmond, late Earl of Richmond, father to our said Sovereign Lord the King, and for all the other

progenitors and ancestors of the same King our Sovereign Lord, and for the soul of the right excellent Princess Margaret, Countess of Richmond and Derby, mother to our said Sovereign Lord the King after her decease; And after the decease of the said King our Sovereign Lord, then and from thenceforth as long as the world shall endure, to hold and keep the said anniversary yearly, in the day of the year of the sepulture of the same King our Sovereign Lord, without any further change, as often as the same day shall not fall upon any Sunday in the year other than Easter-day; And as often as it shall happen to fall upon any Sunday in the year other than Easter-day, that then and so often the same Chancellor, Masters and Scholars, and their successors, shall hold and keep the same anniversary in the Saturday next before every such Sunday: And as often as it shall happen any of the same anniversaries to be holden and kept upon any Shere-Thursday, Good-Friday, Easter-even, Easter-day, or Easter-Monday, then and so often the same Chancellor, Masters and Scholars, and their successors, shall hold and keep the same anniversary in the Saturday in the Easter-week then next following; And all the same anniversaries to be holden and kept specially and principally for the soul of the same King our Sovereign Lord, and for the soul of the said right excellent Princess Elizabeth, late Queen of England, his wife, and for the souls of their children and issue, and for the other souls afore rehearsed, and all Christian souls, with all such prayers, observances and ceremonies, in and at every of the said anniversaries as hereafter ensueth.

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Then follows a particular description of the Services.

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And it is the very mind, will and intent of the said King our Sovereign Lord, that the said ten pounds yearly which shall be contented and paid by the said Abbot, Prior and Convent of the said monastery of Saint Peter of Westminster, and their successors, in form aforesaid unto the said Chancellor, Masters and Scholars, and their successors, for every of the said anniversaries as is afore rehearsed, and every sum that shall be forfeited at any time for non-payment thereof, shall be put in the chest of the said University, and after that be employed to the common

profit and use of the same University: Provided alway that as often as it shall happen any of the said anniversaries to be holden and kept on any day in any year that the said Chancellor, Masters and Scholars be bound to hold and keep any other solemn anniversary in the same University, or any general procession, or in any day of the commencement's solemn acts, solemn sermons, that then and so often at every such time only the said Chancellor, Masters and Scholars, and their successors, shall hold and keep every such anniversary with such Placebo, Dirige, nine lessons, laudes and mass of Requiem, with orisons, prayers, observances and sermons afore rehearsed, in the next day that they conveniently can or may, without any further deferring or delay. And the said Chancellor, Masters and Scholars of the said University covenant and grant, and them and their successors bind to the said Mayor and Commonalty of the said City of London and their successors by these presents, that whensoever and as often as the same Chancellor, Masters and Scholars of the said University of Cambridge, or their successors, shall fail and make default in keeping of any of the said anniversaries, that then and so often the same Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, shall forfeit, content and pay, and bind themselves and their successors by these presents to content and pay, to the said Mayor and Commonalty, and their successors, for every such default twenty pounds of lawful money of England: And also whensoever and as often as the same Chancellor, Masters and Scholars, and their successors, shall fail or omit at or in any of the said anniversaries any particular thing afore rehearsed to be had or done, at or in any of the same anniversaries, that then and so often the same Chancellor, Masters and Scholars, and their successors, shall forfeit, content and pay, and bind them and their successors to the said Mayor and Commonalty, and their successors, by these presents, to content and pay to the same Mayor and Commonalty and their successors for every such default, that is to say, for every particular thing so omitted and left undone, contrary to the form, manner and order above rehearsed, forty shillings of lawful money of England: In witness whereof, &c.

2. *Decree of the Court of Augmentations for the same.*

HENRICUS OCTAVUS, Dei gratia Angliae, Franciae et Hiberniae Rex, fidei defensor et in terra ecclesiae Anglicanae et Hibernicae supremum caput, omnibus ad quos praesentes literae pervenerint salutem: Inspeximus inter recorda et irrotulamenta curiae augmentationum reventionum coronae nostrae quoddam decretum per Cancellarium et consilium ejusdem curiae factum in haec verba; Memorandum, Forasmuch as it is duly proved before the Chancellor and Counsel of the Court of Augmentations of the revenues of our Sovereign Lord the King's Crown, that the Chancellor, Masters and Scholars of the University of Cambridge, and their predecessors, Chancellors, Masters and Scholars of the same University, have heretofore had and continually enjoyed one annuity or annual rent of ten pounds sterling, yearly payable and going out of the possessions of the late monastery of St Peter of Westminster, as by an Indenture quadripartite made between the most noble King of famous memory Henry the Seventh, late King of England, on the one part, and the Abbot and Convent of the said late monastery of St Peter of Westminster on the second part, the Chancellor, Masters and Scholars of the said University of Cambridge on the third part, and the Mayor and Commonalty of the City of London on the fourth part, bearing date the 20th day of November, in the twentieth year of the reign of the said King Henry the Seventh more plainly it may appear: IT IS THEREFORE ORDERED AND DECREED by the said Chancellor and Counsel in the term of St Michael, that is to say, the 10th day of October, in the thirty-sixth year of the reign of our Sovereign Lord King Henry the Eighth, by the grace of God King of England, France and Ireland, Defender of the Faith, and of the Church of England and also of Ireland in earth the supreme head, that the said Chancellor, Masters and Scholars of the University of Cambridge aforesaid shall have to them and their successors, Chancellors, Masters and Scholars of the same University, the said annuity or annual rent of ten pounds sterling, together with all the arrearage thereof due unto them sythen and from the dissolution of the said late monastery of St Peter of Westminster hitherto, by the hands of the receiver of the revenues of the augmentations of our Sovereign

Lord the King's crown within the county of Middlesex for the time being of the same revenues remaining in his hands at the feast of St Michael the archangel only yearly to be paid according to the true purport and effect of the said indenture.

Nos AUTEM tenorem decreti praedicti ad requisitionem Cancellarii, Magistrorum et Scholarium Universitatis Cantabrigiae praedictae duximus exemplificandum per praesentes: IN CUJUS rei testimonium has literas nostras fieri fecimus patentes, teste Edwardo North milite apud Westmonasterium duodecimo die Octobris anno regni nostri tricesimo sexto.

3. *Statuta Reginae Elizabethae anno* 12*mo edita.*

Cap. 45, *de Concionibus.*

.... Octavo Maii ad Henrici Septimi commendationem sacra concio sit quam regius in theologia professor faciet ...

III. The Barnaby Lecturers.

1. *A Foundation of three Public Lectures, viz. in Humanity, Logic and Philosophy, given by Sir Robert Reade, the King's Chief Justice of the Common Bench, to be read in the Common Schools for ever.*

This Indenture tripartite, made between the Right Reverend Father in God, John, Bishop of Rochester, Chancellor of the University of Cambridge, Vice-Chancellor, and the Regents and Non-Regents of the same, on the one part; and Sir Robert Brudenell, Knight, Chief Justice to the King our Sovereign Lord, of his Common Bench at Westminster, Thomas Willoughbie, one of the Serjeants at the Law, Mr. William Capon, Doctor of holy Divinity, Christopher Bland, Master of Arts, and William Geffrie, Clerk, executors of the testament of Sir Robert Reade, Knight, deceased, and late the King's Chief Justice of the aforesaid Common Bench, on the second part; and Mr. William Capon, Doctor of holy Divinity, and Master of the College of our Blessed Lady St Mary the Virgin, St John the Evangelist, and St Radegunde, in the said University of Cambridge, vulgarly called Jesus College, and the Fellows of the same College, on the third part; Witnesseth that it is covenanted, promised, and agreed between the said parties and every of them in the manner and form following, that is to say, first, that whereas the Right Reverend Father in God, John Malyn, Abbot of the exempt Monastery of Waltham Holy Cross in the County of Essex, and the Convent of the same Monastery, by their deed sufficient in the law under the common and convent seal, dated the first day of November the sixteenth year of the reign of our Sovereign Lord Henry the Eighth of England and France King, Defender of the Faith, and Lord of Ireland, granted to the foresaid Mr. William Capon, Master of the said College, a yearly annuity of twenty marks, the fifth day of November, and the sixth day of May, yearly, by even portions to be paid, to have and yearly to perceive an annuity of twenty

marks to the said Master and Fellows of the same College, and to their successors and assigns for ever, as by the said deed and other their writing under the common and convent seal of the said Abbot and Convent concerning the true payment of the said yearly rent of twenty marks more plainly doth appear: the purchase of which annuity to the said Master and Fellows, and to their successors, was at the only costs and charges of the forenamed executors of the above-named Sir Robert Reade, and of the proper goods and money late the said Sir Robert Reade's, and was only to the uses and intents hereafter ensuing, that is to say, Whereas there be three Lectures continually read and kept in the term time in the common Schools of the said University for ordinaries to the students in art there, that is to say one Lecture in Humanity, the second in Logic, and the third in Philosophy, natural or moral; The said Chancellor, Vice-Chancellor, Regents, and Non-Regents grant for them and their successors, by these presents, to the foresaid other parties and to either of them, that the Readers of the foresaid three Lectures shall be named and chosen by the forenamed executors, and if any of them decease, then by the survivors of them as long as any of them be alive; and the same executors, and the survivors of them, at all times to have authority and power, for causes them moving, to discharge the said Readers so elected and every of them, and to elect and choose other to succeed them in their rooms and places; And after the decease of all the said executors, all the said Readers to be chosen after the laudable custom and usage of the said University; Except and provided always, that the same election to be made and had the tenth day of June, or within two days next after the said day, and that the said Readers so elected or instituted be of several Shires and several Counties born, and of such scholars as shall be thought most apt and able for the said reading, and most profitable for the instruction of the scholars coming to the said Lectures, and indifferently to be chosen without any partiality or favour to be shewn to any County or any particular scholar; and that the said Reader, reading in the said Lecture of Humanity, and his successors reading like Lecture, shall have for his and their labour and stipend for the year four pounds of lawful money, and the Reader of the said Lecture of Logic, and his successors reading

like Lecture, to have for his and their labour and stipend for the year other four pounds of lawful money, and the Reader of the said Lecture of Philosophy, natural or moral, and his successors reading like Lecture, to have for his and their labour and stipend for the year other four pounds of lawful money, by equal portions at three times in the year to be paid, that is to say, the last day of Christmas term, the last day of Easter term, and the last day of Michaelmas term, to every of the foresaid three Readers six and twenty shillings and eight-pence, and if any of the said Readers decease, or die, or for any other cause be departed or amoved from reading of the said Lecture, that then the foresaid scholars and electors, and their successors, shall choose, name, and admit a new Reader within five days next following to the room of the said Reader so departed, and the same election to be of him after the manner and form above expressed: And the same Master of the said College, called Jesus College, and the Fellows of the same College, grant and permit by these presents to the other parties above-said, and to either of them, that they and their successors shall well and truly content of the aforesaid annuity of twenty marks the aforesaid sums of money to the foresaid three Readers yearly and quarterly, after the rate above limited, as long as they may enjoy and have to them paid the foresaid annuity of twenty marks of lawful money by the foresaid Abbot and Convent, and by their successors; And the foresaid Chancellor, Vice-Chancellor, Regents, and Non-Regents, and also the foresaid Master of the said College of Jesus and the Fellows of the same, and every of them, grant and permit by these presents to the foresaid executors of the said Sir Robert Reade, and to their heirs, and to the heirs of every of them, that they and their successors shall from henceforth endeavour themselves to the best they can, at their proper costs and charges, to cause the same annuity and rent of twenty marks well and truly, yearly, to be paid to the said Master and Fellows of the said College, and to their successors for ever hereafter, if any danger of the said annuity of twenty marks be had: And if the said Master and the Fellows, or their successors, fail of payment of the said money to the foresaid Readers, or to any of them in part or in all at the times of payment of the same after manner above-said, that then the said Master and Fellows,

and their successors, shall forfeit and pay to the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, and to their successors for the time being, forty shillings of lawful money in the name of a pain to be employed to the commonwealth and use of the said University: And that it shall be lawful to the said Chancellor, Vice-Chancellor, Regents, and Non-Regents of the said University, and to their successors, and to every of them, to enter into the lands and tenements of the said Master and Fellows in any place wherein soever they be, and there to distrain, and the distresses there taken to lead, carry, and drive away, and the same to impound and keep unto the time the said Readers, and every of them, be fully content and satisfied of their said money to them due, and the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, be truly contented and paid of the foresaid forty shillings of lawful money in the name of a pain as is above-said forfeit, satisfied and paid: Provided always that if the said Master and Fellows, or their successors, be hereafter lawfully evicted and avoided of the said annuity of twenty marks, without fraud or covin, that then the said Master and Fellows, nor their successors, be not hereafter that lawful eviction of the said annuity so had, charged nor enforced to the payment of the said annuity, nor of any other money out of the same, or for nonpayment of the same at any time ever after to the foresaid Readers nor to any of them nor any other, nor with any penalty or payment of money thereupon made or ordained, any clause in these Indentures to the contrary notwithstanding. And for this said money thus to be paid yearly to the said three Readers and to their successors the foresaid Chancellor, Vice-Chancellor, Regents, and Non-Regents, by the common assent and consent of the body of the whole University, also covenant, grant, and permit by these presents to the said Master and Fellows of the foresaid College, and to their successors, and to the foresaid executors, and to their heirs, and to the heirs of every of them, that the foresaid three Lectures shall be called free Lectures, and shall be from henceforth for ever read frank and free to all manner of scholars of the said University hearing or bound to hear the same Lectures, and to every of them, without any other thing to be paid for the same: And that the Chancellor or Vice-Chancellor of the said University,

their substitute or substitutes, or any the officer or officers, as principals or Readers, or any other, shall not at any time hereafter demand, procure, have or receive, by themselves or by any other for them, any manner of money, gift, or other things, of any student or scholar for their ordinaries or Lectures in Humanity, Logic, or in Philosophy, natural or moral, nor of any of them; But the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, grant and permit by these presents, for them and their successors, that all the graduates of the said University, religious men and other, shall from henceforth be free, quit, and discharged for paying of any money, gift, or any other thing for the said ordinaries and Lectures and every of them for ever: And that every of the said scholars appointed for to read the said three Lectures called the ordinaries in the midst of their term, when the scholars shall be assembled together most in number by their estimation, shall say, and cause the same scholars to say, with an audible voice openly, the Psalm of De Profundis, with the orisons and collects belonging thereto, and after say: Anima Roberti Reade militis defuncti nuper capitalis Justiciarii Domini regis de communi Banco fundatoris hujus Lecturae, et anima Dominae Margaretae consortis suae, et animae omnium fidelium defunctorum per Dei misericordiam in pace requiescant. Amen. Moreover the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, covenant and grant by these presents, that whensoever it shall happen at any time hereafter any scholar or scholars to be admitted to any degree in Art, as Bachelor or Master, and the said scholar or scholars have not their full or complete terms according to the statutes and ordinances of the said University for such degrees ordained, and thereupon their grace gotten to proceed, that the same scholar or scholars shall frankly and freely proceed to their degree whereunto he or they be admitted, and not hereafter to pay any fine, emolument, money, or other fee or reward to the Chancellor, Vice-Chancellor, Proctors, Masters of Colleges, and Principals or Readers, or to any other person of the said University from henceforth for the ordinaries of such terms as the same scholar or scholars do so lack, but all parties to be satisfied and contented with such stipends or fees as be limited to the aforesaid ordinaries: Also the said Chancellor, Vice-Chancellor, Regents, and Non-Regents,

covenant and grant by these presents, that all graduates of the said University of what degree that they be of, in every of their sermons called sermons ad clerum hereafter to be made within the said University, and also in every of their sermons at Paul's Cross in London, shall specially and openly rehearse the name of the said Sir Robert Reade, there to be prayed for as one of the great benefactors of the said University, beseeching the whole audience to have his said soul in remembrance, and specially to be prayed for, and hereto to make promise at the time of their admission: And the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, further covenant and grant for them and their successors, that they and their successors shall cause yearly to be kept a solemn Anniversary on the twentieth day of January in the University Church of the said University, called St Mary's Church, for the souls of the said Sir Robert Reade, and dame Margaret his wife, and the souls of their fathers and mothers, children, and all Christian souls, in this manner following, that is to say, in the day before the said Obit at afternoon a solemn Dirige by note, and on the morrow next following a solemn Mass or Requiem by note, with lights and other exequies and solemnities there accustomed: And the Vice-Chancellor of the said University, if he be present, and in his absence some other honourable Doctor of Divinity of the said University, to minister and do the observances both at Dirige and at Mass or Requiem, and to have for his labour therein sixteen-pence: And at the same Anniversary shall be all the Doctors with the Gremials as well Regents as Non-Regents with all their graduates and students in art then being in the said University: And that yearly for ever, more immediately before the beginning of the said Obit or Anniversary, after the scholars be assembled in the said Church, the statutes and ordinances provided and made for the true observing and keeping of the articles in these present Indentures made and had shall be read and openly declared in the middle aisle of the said church, before the congregation there present, by one of the Proctors of the said University, and he for to have for his labour twelve-pence of lawful money, and the other Proctor in like manner other twelve-pence, and the three Bedells eighteen-pence, that is to say, for every of them six-pence, and the bellringer for ringing to the Dirige and Mass

four-pence, and to the Master of Jesus College, or in his absence to his substitute, twelve-pence, whereof the said Master or substitute shall offer at the Mass four-pence, and for wax six-pence: All these sums aforesaid to be paid by the hands of the said Master, President, or substitute of the prenominate Jesus College, which sums in all do amount to the sum of six shillings and eight-pence: And that all the Gremials and graduates, and all other scholars in art, being then in the said University, shall be openly warned by the Bedells, after the custom of the said University, to be at the said Anniversary for the more better remembrance and continuance of the premises to be continued: And that every of the said Gremials, graduates and scholars, yearly, at every of the said Anniversaries, shall sing or say for the soul of the said Sir Robert Reade, and other the souls aforesaid, Placebo and Dirige with the Psalms, collects and orisons and other exequies thereto accustomed. And furthermore, the said Chancellor, Vice-Chancellor, Regents, and Non-Regents grant and permit for them and their successors by these presents, that if any doubt or ambiguity hereafter be had or found in any article, clause, or word contained in these Indentures, or in any part thereof, that the said article, clause, or word, wherein such doubt or ambiguity to them is had or found, shall be interpreted and made plain by the forenamed executors, during their lives, or the overliver of either of them, according to their true meaning, and such interpretation or exposition as they do make to endure, and to be observed and kept, and so to continue for evermore: And whereas the said executors have caused to be made a table or board with two leaves and with a chain and a staple fastened to the same table in the common schools of the said University, and have caused to be written within the same table plain ordinances and statutes in parchment for a remembrance of the covenants, grants, and promises aforesaid to be truly performed and kept after the tenor and form of the same, the foresaid Chancellor, Vice-Chancellor, Regents, and Non-Regents, grant and permit for them and their successors that the said table with the said statutes and ordinances therein written shall perpetually there stand and remain: And if the said table or the statutes within the same be hereafter taken away, that then the said Chancellor, Vice-Chancellor, Regents,

and Non-Regents, covenant and grant by these presents to cause to be made a new like table or board with two leaves, and cause the same table within two months next after the said other table is so taken away to be hanged with a chain in the foresaid place of the said common schools, after like manner as the first was, and in the said table cause to be written new again all the foresaid ordinances and statutes in the said old table contained, and so often as any of the said tables or statutes be taken away. And the said Chancellor, Vice-Chancellor, Regents, and Non-Regents, grant and permit by these presents for them and their successors that they shall well and truly observe and keep, and cause to be observed, performed and kept, all the foresaid covenants, promises and agreements on their part to be observed, performed and kept: And for the further surety of the true conservation of the premises on their part to be observed and kept, they shall cause a statute and ordinance to be made in the said University within three months next after the sealing of these Indentures, and by the same statute and ordinance to bind them and their successors, students in art, to fulfil and observe all the premises on their part to be observed and kept. In witness whereof to the one part of these present Indentures tripartite remaining with the said Chancellor, and Vice-Chancellor, Regents, and Non-Regents, the foresaid executors have put to their seals, and the said Master and Fellows of the said College have also put to their common seal of the same College; And to the second part of these said Indentures, remaining with the forenamed executors, the foresaid Chancellor, and Vice-Chancellor, Regents, and Non-Regents, have put to the common seal of the said University, and the said Master and Fellows of the said College have also put to their common seal of the said College; And to the third part of these present Indentures remaining with the said Master and Fellows of the said College, the foresaid Chancellor, and Vice-Chancellor, Regents, and non-Regents, have put to their common seal of the said University, and the said executors have also put to their seals: Given the tenth day of December, in the year of our Lord God one thousand five hundred and twenty-four, and in the sixteenth year of the reign of our Sovereign Lord Henry the Eighth, of England and France King, Defender of the Faith, and Lord of Ireland.

2. *Statuta Antiqua.* N°. 136.

Statutum novum de Scientiis mathematicalibus legendis.

Statuit olim prisca patrum authoritas quaestionistas nostros praeter lectionem ordinariam cursorie quoque ab uno baccalaureo dialecticam totam audituros eosdemque post posteriorum introitum lectiones multiplices singulos quidem per seipsos exercere; atque hi rursus incepturi in artibus cursim ex uno magistro Aristotelis audirent philosophiam quique ubi jam primum inceperint consuetis diebus unius anni singuli ordinarie legere tenerentur. Quae lectio quatriplex quoniam vel vetustate vel incuria jam prorsus evasit inanis onerosa ac inutilis et quod mathematicis artibus jam pene periclitantibus subvenire ducimus non indignum has lectiones commodius transmutando statuimus quod annis singulis deinceps ante cessationem peritus in his artibus magister quispiam majoris partis regentium sententia delegatus hora post meridiem prima pro more dierum veteri legat baccalaureis atque scholaribus quos omnes baccalaureos hoc eodem decreto adesse coarctamus per annum primum annorum trium arithmeticam et musicam alterum geometriam et perspectivam tertium astronomiam lectionibus vero a quinquagesima ad diem palmarum in sex hebdomadas autumni mutatis stipendium que ad tres anni terminos XXVI solidorum et denariorum octo lector ex aere publico suscipiat. Quod ne hac impensa commune aerarium extenuetur et quod aequum censemus onere levatos laboris mercedem saltem parem exponere debere quaestionista quisque cum ad respondendum quaestioni admissus fuerit praedicto lectori VIII denarios solvere teneatur baccalaureus quilibet die introitus librorum posteriorum II solidos singuli incepturi in artibus die qua eos incipere contigerit XII denarios religiosus quisque praeter mendicantes singulis anni terminis similiter solvere debet IV denarios onere reliquo erga bedellos nihilominus pro consuetudine in pristino robore permanente.

IV. The Endowment of Mr. Mere.

The Indenture between the University and the Executors of John Mere, Esquire, late one of the Bedells of the said University, relating to his Houses given to the University.

This Indenture, made the first day of March, in the first year of the reign of our sovereign lady Elizabeth, by the grace of God Queen of England, France and Ireland, Defender of the Faith, &c. Between William Cecil, Knight, and Chancellor of the University of Cambridge, and the Masters and Scholars of the same on the one party, and Thomas Wylson, Bachelor of Divinity, and John Ebden, Master of Arts, executors of the testament of John Mere, Esquire, late one of the Bedells of the said University on the other party: Witnesseth, that where the said John Mere, of his good and mere benevolence towards the said University, hath given to us, the said Chancellor, Masters and Scholars, and to our successors for ever, his two tenements where he dwelt, situate in the parish of Saint Benet, in Cambridge aforesaid, betwixt a tenement called the Cross Keys on the west part, and a tenement belonging to Corpus Christi College on the east side, the south head abutting upon the street leading into the market towards the east, and the north end abutting upon the White Hart: and also hath given therewith the term of years which he hath in certain garden grounds, with the houses and chambers thereon builded, holden by indenture of John Hatcher, Doctor in Physic, late parcel of the Friars Augustines, lying over against his said two tenements; in consideration whereof we the said Chancellor, Masters and Scholars, for us and our successors, do covenant and grant to and with the said Thomas and John, executors aforesaid, for the testification of our kind acceptation and mindful remembrance of the said gift and benevolence of the said John Mere, that the Vice-Chancellor for the time being shall preach, or cause to be preached, one English sermon yearly within the church of Saint

Benet ever upon the Wednesday in the week of Easter, to be rung thereto at nine of the clock by the bellman of the University, which shall the day before also signify the same with his bell through the town as the manner is, and that the said preacher shall have for his pains three shillings and four-pence, who in his sermon shall in part, or in the whole, spend his matter either in exciting the auditory to the diligent and reverent hearing or reading of the Scripture, either in teaching due obedience of the subjects to their princes, and of pupils to their tutors, of servants to their masters, with some lesson for magistrates, masters and tutors, for the well ordering of their subjects, servants and pupils, either to exhort them to the relieving of the poor, in teaching again the poor their duty in their behaviour, either shall exhort them to the daily preparation of death, and not to fear death otherwise than Scripture doth allow. At which sermon the Vice-Chancellor not making the sermon to have sixpence, the two Proctors either of them four-pence, the two Taskers either of them four-pence, the Orator four-pence, the two Scrutators either of them four-pence, the curate of the church four-pence, the four Bedells each of them four-pence, the bellringer four-pence, the parish-clerk two-pence, the Castle, Toll-booth and Spittle-house three shillings at the discretion of the Vice-Chancellor or in his absence of the Chaplain of the University for the time being, which Chaplain for his pains in receiving the yearly rent and making yearly distribution as is aforesaid, making also his accompts with other such tenants belonging to the University, shall have two shillings yearly. And if it so chanceth that the Vice-Chancellor and other officers aforenamed and other officers be not present, then his and their portions to be bestowed the more largely upon the poor by the discretion of the Vice-Chancellor, or in his absence the Chaplain aforesaid. And furthermore, we the said Chancellor, Masters, and Scholars for us and our successors do grant and covenant to and with the said executors for ever, that in default of us and our successors, if the sermon aforesaid with the said yearly distributions be not yearly from time to time performed ever on the Wednesday in Easter week aforesaid, or else within the holydays of the said Easter week, that then it shall be lawful to the churchwardens of the said parish for the

time being to enter into the said two tenements, and there to distrain, and the distress so taken to sell to the levying of ten shillings in the name of a pain, which ten shillings they shall immediately distribute to the Castle, Toll-booth, and other poor, at their discretion: and if the tenant for the time being will either for the redeeming of the distress, or else will disburse the said ten shillings, that then the said tenant shall be allowed at his next pay without difficulty and without any damage or hurt of the said tenant for his interest of years and dwelling whatsoever: In witness whereof, we the said Chancellor, Masters and Scholars in our full congregation have put our seal to the one Indenture remaining with the said executors, and after their departure remaining among the monuments of Corpus Christi College in Cambridge: and we, the said Thomas and John, have put our seals to the other Indenture, remaining within the Common Hutch of the University aforesaid, the day and year above written.

V. The University Almshouses.

Extract from the Will of Matthew Stokys, Esq., late one of the Bedells of the University, dated November 17, 1590.

Item, I give and bequeath unto the Chancellor, Masters and Scholars of the University of Cambridge all those my three Almshouses, set, lying and being in Wall's-lane in Cambridge: To have and to hold the said Almshouses with all and singular their appurtenances, and also all evidences, writings, receipts and muniments concerning and belonging to the said houses, to the said Chancellor, Masters and Scholars, and their successors for ever; Upon condition that the said three houses shall always remain Almshouses, and be called the University Almshouses: In the which I will that six poor unmarried and sole women of good fame, without any children or any other person to be permitted to dwell with them, and always placed at the appointment of the Vice-Chancellor for the time being, so often as by death or any ill demeanor any room shall be void or vacant; and that every of the six poor women have made their abode and remained in the town of Cambridge at least six years before they be placed in any of the said houses, unless she come of my stock and line, and such I will to be preferred and placed before all others, although she hath not continued or been in the said town at any time before. And for the better maintenance of the said three poor-houses and their inhabitants, and for other causes moving me thereto, I will, give and bequeath unto the said Chancellor, Masters and Scholars, and to their successors, all that my lease, right, title and interest which I have in a certain tenement called the Chequer in Chesterton, with all and singular houses, barns, orchards, gardens, warehouses, grounds, meadows, arable lands and other the appurtenances thereto belonging, all lying and being in the town, fields and bounds of Chesterton, which I hold by lease of one Richard Brackin, late of Chesterton, gentleman. Item. I give, will and bequeath unto the said Chancellor, Masters and Scholars, and to their successors, all that my lease,

right, title and interest, which I have of, in and to fifty and four acres of arable land and ley, lying and being in the said fields, bounds and limits of Chesterton. ITEM. I give, will and bequeath unto the said Chancellor, Masters and Scholars, and their successors, all that my lease, right, title and interest which I have in and to two osier holts with certain banks of willows in the fields, bounds, limits and rivers of Chesterton: TO HAVE HOLD AND ENJOY all and singular the said three leases, with all and singular their appurtenances, with all and singular rents, profits, evidences, writings and muniments to the same or any of them appertaining, in as ample and full manner as I, the said Matthew Stokys, did ever at any time heretofore hold and enjoy, or ought or might have held and enjoyed the same, during all the term of years yet to come in any of the said three several leases, upon this condition and so that the said Chancellor, Masters and Scholars do keep and faithfully perform all and singular the articles following during such time as they shall hold and quietly enjoy the said leases; viz. whereas the three several leases be at this present day rented, devised and to farm letten for the yearly rent of nineteen pounds above all reprises and in time to come after the expiration of the said years may be somewhat increased or fined, which may grow to the commodity of the University, I will and appoint that the said Chancellor, Masters and Scholars shall pay or cause to be paid yearly by the hands of their Vice-Chancellor for the time being, or his deputy, unto my son Robert Stokys, during his life natural, ten pounds of lawful money of England, to be paid unto him at the four usual quarter days of the year, by equal and even portions, the first payment to be made and to begin at the first quarter day that shall next follow any of the rent-days next after my death. ITEM. I do give and will unto the Vice-Chancellor for the time being, out of the said rents, for receiving of the said rents, for making payments and rendering account of the same, and other his pains yearly twenty shillings, to one appointed by the said Vice-Chancellor to collect the said rents yearly three shillings and four-pence, to the three auditors of the common chest, to the two Proctors and the three Esquire Bedells, to each of them attending upon the account, four-pence, and to the Register twelve-pence: The rest of the said rents and profits

coming and growing of the said three leases I will yearly to be put in a leather bag, and to be sealed with the seals of the Auditors, and to be left in the common chest of the University yearly, until the sum of twenty pounds of lawful money of England be collected and gathered, which sum of twenty pounds I give unto Mary Stokys, the daughter of Robert Stokys, towards the advancement of her marriage, or at her age of eighteen years, which shall first come, by the hands of the Vice-Chancellor for the time being. ITEM. I will the same order in all points shall be kept and observed yearly after the said sum of twenty pounds is collected and laid up until the sum of eighty pounds be gathered and collected, whereof I give unto Elizabeth, Agnes, Mary and Cicely Stokys, the daughters of Matthew Stokys, viz. to each of them twenty pounds, to be paid unto them at the day of their marriage, or at their age of eighteen years: Provided always that if any of the said Elizabeth, Agnes, Mary and Cicely shall decease and die before they ought to take and enjoy this my legacy, then the survivor or survivors shall equally have and enjoy the part and portion or parts and portions of the party or parties so dead and deceased. ITEM. I will that when the said sum of eighty pounds shall be provided and laid up to and for the use of my said four grandchildren then I will that like order shall continue still until twenty pounds be collected, wherewith I will these my said Almshouses to be reared with brick and stone one floor higher six or seven foot, and so to be well planchered and to have tenement windows, one each side, and to have good and easy stairs for old and impotent folk, remembering that it is dedicated to God: And, that work being conveniently finished, I will the money rising of the said rents there be given weekly to every of the said poor women four-pence towards their meat, drink and apparel, from year to year, during the life of the said Robert: And when it shall please God to call to his mercy my son Robert, then I will that Mr. Vice-Chancellor for the time being shall yearly, at the four usual quarter days of the year, pay or cause to be paid unto Matthew Stokys and Elizabeth now his wife, and to the longer liver of them, for the better bringing up of their children, six pounds thirteen shillings and four-pence, during their life natural; And when it shall please God to call to his mercy both my two

sons Matthew and Robert, and Elizabeth the now wife of my said son Matthew, then I will and bequeath the rents and profits and commodities rising and growing of my said three leases to the Chancellor, Masters and Scholars of the University of Cambridge, and to their successors, to be employed yearly during the continuance of the terms and years to come as followeth, viz. I will that the said Chancellor, Masters and Scholars shall yearly cause to be made within the parish-church of St Botolph in Cambridge upon the 12th day of March a sermon, in the which the preacher shall make some commendable remembrance of my dear father and mother, Robert and Elizabeth Stokys, and of me Matthew Stokys, late one of the Esquire Bedells of this famous University, and of Catherine and Elizabeth my wives, which be buried in the said church. And I will that the said Chancellor, Masters and Scholars shall pay or cause to be paid out of the said rents of the said leases to the preacher for his pains and labour, yearly, six shillings and eight pence, to Mr. Vice-Chancellor, if he be present and do not preach, six-pence, to the Orator, two Proctors, Two Taxors, two Scrutators, four Bedells, the curate, two churchwardens, the University bell-ringer, the clerk of the church, the poor six almswomen, and to one making this distribution of these payments, every of these being present, four-pence, to the prisoners in the Castle, to the prisoners in the Tollbooth, to the poor in the Spittle, to each place twelve-pence, and to the poor of the parish over and beside that that shall remain of such as shall be absent, which I will to be given to the said poor, and also so much more as shall make up in the whole twenty shillings. Item. I will that Mr. Vice-Chancellor for the time being shall pay or cause to be paid weekly during the continuance of the said leases to every of the said poor women seven-pence, which amounteth in the year to nine pounds two shillings. Item. I will that the said Vice-Chancellor shall yearly, for two years together, give unto every of the said poor women at Sturbridge Fair, to buy them frieze gowns and linen veils, eight shillings, which amounteth unto forty-eight shillings yearly, which I will them and every of them to be bound unto the said Vice-Chancellor both to make and to wear, and to leave unto their successors, if they shall fortune to die within the year: And in that attire and apparel I will the

said poor women to frequent their parish-churches upon the high feasts of the year, and to be put on at my commemoration, and at some convenient day and time to shew themselves to Mr. Vice-Chancellor yearly, after he shall be admitted: And I will that every third year the said forty-eight shillings shall be bestowed upon the reparations of the said houses and walls, and this order to be kept during the continuance of the whole lease. ITEM. I will that out of the rents of the said leases yearly the Vice-Chancellor shall yearly have and take for his pains in receiving the said rents and laying out the same, and for making an account, twenty shillings, and pay at the general account of the common chest unto himself and three other auditors, to each four-pence, to the two Proctors, two Scrutators, and to the three Bedells, to each four-pence, and to the Register twelve-pence, and to him that collecteth and accounteth for the rents three shillings and four-pence; the sum is twelve shillings and eight pence (*sic*); The rest of all the rents and other commodities rising of the said three leases I give unto the Chancellor, Masters and Scholars, during the continuance of the same, upon condition that if my land or houses or any part thereof shall descend and come unto any of the Colleges in manner as is before-mentioned, then the University shall give unto every of the said Scholars, when he or they shall proceed Bachelors of Arts, thirteen shillings and four-pence a-piece, and when he or they shall proceed Masters of Arts, twenty shillings a-piece towards his or their commencement respectively.

VI. Hobson's Workhouse Charity.

By Indenture of feoffment, dated 30 July 1628, with livery of seisin indorsed, inrolled in Chancery, made between Thomas Hobson of the one part, and five persons described as privileged of the University of Cambridge, and named by the then Vice-Chancellor, and six other persons described as of the Town of Cambridge, and named by the then Mayor, of the other part, in acknowledgment of God's mercies and blessings upon his labours, and in testimony of his earnest and fervent wish to do good to the poor of the University and Town, and to the intent that the poor part of the said University and Town, wanting means to live upon and settle themselves in some honest calling, might thereafter be employed and set to work, and brought up and instructed in some trade or occupation, and thereby not only enabled to live of themselves, but by their labours become profitable members of the commonwealth, and helpful to others among whom they should live; and in consideration that there were then at the only care, costs and charges of the Chancellor, Masters and Scholars of the University, and the Mayor, Bailiffs and Burgesses, in a great part erected and builded upon the property included in the said Indenture divers buildings and houses intended only for the benefit and employment of the poorer sort of people of the said University and Town, the said Thomas Hobson conveyed unto the parties of the second part and their heirs a messuage and tenement, dove-house and site of a dove-house, a barn, and all houses and edifices then built upon the farms, gardens, curtilages, courts and grounds thereto belonging, with all their appurtenances, in the parish of St. Andrew without Barnwell-gate in Cambridge: Upon trust, that they, their heirs and assigns, with the assistance of the Chancellor, Masters and Scholars of the University, and the Mayor, Bailiffs and Burgesses of the Town, and their successors respectively, should within the space of four years build, erect and finish one or more convenient house or houses upon the premises, as well for setting the poor people of the said University and Town to

work, as for an house of correction for unruly and stubborn rogues, beggars and other poor persons who should refuse to work; and also in convenient time should provide a sufficient stock of wool and flax and other materials for setting of the said poor people of the said University and Town to work, and should from time to time thereafter, well and sufficiently maintain and repair the said houses to be by them erected, and all other the premises, and so of the same and every part thereof; and all rents and profits arising from the same for and towards the uses aforesaid; with a clause of re-entry to the grantor and his heirs in case of mis-employment of the premises, and a provision that, so often as it should happen that any eight of the Trustees should die, then within the space of five months the survivors should, upon request of the University and Corporation, or either of them, or of the Vice-Chancellor and Mayor for the time being, or of either of them, and at the costs and charges of the University and Corporation, convey the premises to twelve other persons and their heirs, six whereof to be named by the University or Vice-Chancellor for the time being, and the other six by the Corporation or Mayor for the time being, only upon the same trusts.

By a codicil made to his Will, dated January 1, 1630, Thomas Hobson gave to the Mayor, Bailiffs and Burgesses the sum of £100, to the intent that they should within a convenient time purchase lands or tenements therewith, the rents thereof yearly arising to be employed and bestowed towards the maintenance of the house of correction and workhouse within the Town of Cambridge, and of the poor which should be set on work there for ever.

The Charity was afterwards increased by part of the produce of a collection made at Cambridge by voluntary contributions, in pursuance of the King's Letters Patent, for the relief of the poor there during a pestilence which occurred about the year 1631; and it has been further increased by additional benefactions from time to time by other persons.

John Bowtell by Will, dated September 22, 1813, gave to the Trustees of the workhouse in Cambridge, established by Thomas Hobson, the sum of £500 stock, 3 per cent. Bank Annuities, to the intent that the interest and dividends thereof

should for ever be laid out and applied by the Trustees for the time being of the said workhouse, towards placing out poor boys, natives of the Town of Cambridge, as apprentices to learn some useful art, thereby to enable them to gain a comfortable living.

The following scheme for the future management of the affairs of the Charity was approved by the Court of Chancery, August 4, 1852:—

As to the application of the Spinning-House and Premises in Cambridge.

1. That so much of the Spinning-house and adjacent premises, as is uncoloured in the plan thereof marked A, signed by Orlando Hyde and Charles Henry Cooper (as solicitors for the Chancellor, Masters and Scholars of the University, and Mayor, Aldermen and Burgesses of the Town of Cambridge respectively:) being the two north wards and part of the next adjoining ward, to be divided off by transferring the centre wall about nine feet in a parallel direction towards the south, together also with the infirmary and open grounds about it, and the dwelling occupied by the governor, and the tenement lately occupied by Mrs. Harris, (except so much of the latter as will be cut off by the wall to be erected at the distance of six feet from the northern wall of the kitchen, as after-mentioned) shall be deemed the University portion of the Spinning-house, to be used by the said Chancellor, Masters and Scholars as a house of correction, for the reception and confinement of common women and prostitutes apprehended by the Proctors of the said University, or committed thereto by the Vice-Chancellor of the said University, in exercise of the powers and according to the usage and practice now lawfully exercised, used, and practised in that behalf.

2. That the University governors, hereinafter mentioned, shall have the exclusive management of the University portion of the Spinning-house, and the exclusive appointment of all officers and servants to be therein employed.

3. That so much of the Spinning-house and adjacent premises, as is in the same plan coloured red, being the south ward and the rest of the adjoining ward divided, as above mentioned,

and the kitchen, together with the part above described as excepted from the tenement lately occupied by Mrs. Harris, and also the premises on the same plan coloured blue, being the premises demised to John Bowles, shall be deemed the Town portion of the Spinning-house, to be used by the said Mayor, Aldermen and Burgesses, as a lock-up house and police station.

4. That the said Mayor, Aldermen and Burgesses shall (by the watch-committee of the said borough for the time being) have the exclusive management of the Town portion of the Spinning-house, and the exclusive appointment of all officers and servants to be therein employed.

5. That the said Mayor, Aldermen and Burgesses shall, at their own cost, pull down the two walls, which in the said plan are marked with the words "this wall to be pulled down," and "this wall to be removed southward nine feet," they being entitled to use the materials of such last-mentioned walls: and that the said Mayor, Aldermen, and Burgesses shall also, at their own costs, erect and for ever maintain a good and substantial brick wall, of the height of 14 feet 6 inches at the least, at the place in the said plan indicated by the words "site of wall to be erected for partitioning Police Station:" (such last-mentioned wall to be erected through the whole length of the Town portion of the said Spinning-house, so as effectually to separate the same from the University portion thereof) and also another substantial brick wall, for the purpose of dividing that part of the tenement lately occupied by Mrs. Harris, which is intended to be included in the Town portion of the said Spinning-house, from the other part thereof, intended to be included in the University portion thereof.

6. That the said Mayor, Aldermen and Burgesses shall not be entitled to the possession of so much of the said Spinning-house and premises, as is in the said plan thereof coloured blue, until the expiration of the lease thereof made to John Bowles by Indenture dated 14th April 1831, unless they, in the mean-time, at their own cost, purchase the interest of the lessee in the said premises, and procure, at their own costs and charges, a surrender of the said lease to the trustees of the Charity.

7. That the said Chancellor, Masters and Scholars, and the said Mayor, Aldermen and Burgesses, may respectively, at their

respective costs and charges, alter and amend the internal construction and arrangement of their respective portions of the said Spinning-house, so as the better to adapt them for the uses and purposes to which they are to be respectively applied, as often and in such manner, as the University governors and Town governors shall respectively deem necessary or desirable.

8. That the University and Town portions of the Spinning-house, as herein described, or as the same respectively may from time to time be altered or amended, shall at all times hereafter be severally kept in good order, condition and repair, and also adequately insured in the names of the Trustees of the said Charity against loss or damage by fire by the said Chancellor, Masters and Scholars, and Mayor, Aldermen and Burgesses respectively, at their own costs and charges, who shall also, at their like costs and charges, bear and pay all rates, taxes and impositions charged upon or in respect thereof, they being allowed from the income of the said Charity the several annual sums, hereinafter mentioned, for or on account of the costs and charges to be incurred in this behalf.

As to the Trustees of the Charity.

9. That all the estates of the Charity shall be vested in twelve persons as trustees upon trust, as to the said Spinning-house and adjacent premises in Cambridge, to permit and suffer the respective portions thereof, hereinbefore particularly mentioned, to be used for the several purposes hereinbefore expressed concerning the same premises respectively, and as to all other the said estates upon trust to demise or let the same, to such persons, for such terms, and subject to such rents, as shall be determined upon and directed by the governors of the said Charity for the time being, the rents and income of such estates being received by the treasurer of the said Charity for the time being, to be by him applied, as hereinafter mentioned, under the direction and control of the said governors.

10. That when the number of the trustees resident in or within seven miles of Cambridge shall be reduced to four, the said Charity estates shall be conveyed upon the same trusts to twelve persons, as new trustees, of whom six shall be appointed

by Grace of the Senate of the University of Cambridge, and six shall be appointed by the Council of the Borough of Cambridge, but any of such four resident trustees shall be eligible to be again appointed a trustee.

11. That any governor may also be appointed a trustee, and that any trustee may also be appointed a governor.

12. That the governors shall from time to time, out of the rents and income of the Charity estates, keep harmless and indemnify the trustees from all costs, charges and expenses to which they may be subjected, as Trustees, by reason of any act done in their name, under the direction, or with the sanction and approbation of the governors.

As to the Governors of the Charity.

13. That the general management of the affairs of the said Charity shall be vested in fourteen governors, whereof seven shall be deemed University governors, and the other seven shall be deemed Town governors.

14. That the University governors shall be the Vice-Chancellor of the University of Cambridge for the time being, and six other members of the Senate; all or any of them to be appointed and removed from time to time by Grace of the Senate.

15. That the Town governors shall be the Mayor of the Borough of Cambridge for the time being, and six other members of the Council of the said Borough, to be appointed in the first year, as soon as conveniently may be, by the said Council for the residue of that year; and thereafter annually by the said Council on the 1st day of January (except in any year in which that day shall happen to be Sunday, in which year such appointment shall be made on the day then next following).

16. That if in any year any of the said six members of the Council appointed Town governors for that year shall die, or cease to be a member of such Council, the said Council may from time to time supply the vacancy so created for the residue of such year.

17. That at all meetings of the University governors only the Vice-Chancellor of the said University, if present, shall preside

as chairman, and that any four of such governors shall be competent to act.

18. That at all meetings of the Town governors only the Mayor of the said Borough, if present, shall preside as chairman, and that any four of such governors shall be competent to act.

19. That at all general meetings of the governors in 1852, and every alternate year thereafter, the Vice-Chancellor of the said University, if present, shall preside as chairman, and that, if the Vice-Chancellor be not present, the Mayor, if present, shall so preside.

20. That at all general meetings of the governors in 1853, and every alternate year thereafter, the Mayor of the said Borough, if present, shall preside as chairman, and that, if the Mayor be not present, the Vice-Chancellor, if present, shall so preside.

21. That at all general meetings of the governors nine shall be competent to act.

22. That at all meetings, whether of the University governors only, or of the Town governors only, and at all general meetings of the governors, every question shall be decided by the majority of the votes of the governors present; the chairman, in every case in which there shall be an equality of votes, having a second or casting voice; and that, when there is no governor present, who, according to the preceding regulations, is entitled to preside as chairman of the meeting, the governors present shall appoint one of themselves to take the chair at such meeting.

As to the Clerk and Treasurer of the Charity.

23. The governors of the said Charity shall from time to time appoint a fit and proper person to be clerk and treasurer of the said Charity, and he shall hold those offices at the pleasure of the governors of the said Charity, and shall receive such salary and allowances for his services therein, as the governors of the said charity may from time to time direct, not exceeding £25 per annum.

24. That no trustee or governor shall be eligible as clerk and treasurer, and no clerk and treasurer shall be eligible as trustee or governor.

25. The said clerk and treasurer shall give a bond, with a sufficient surety or sufficient sureties, to the Trustees of the said Charity, their executors, and administrators, in a competent penal sum, conditioned for the due performance of the duties of the said offices, and the governors shall from time to time fix the amount of the said penal sum, and decide as to the sufficiency of the surety or sureties proposed, and they shall direct with whom such bond shall be deposited for safe custody, and such bond shall be put in suit as and when the governors shall from time to time direct, and not otherwise.

26. That all other documents relating to the Charity and its estates and affairs shall be safely and securely kept by the said clerk and treasurer in such place as the governors may from time to time direct, and subject to such regulations as the said governors may from time to time think proper to make.

As to Leases of the Estates of the Charity.

27. That no estate of the Charity shall be demised for any life or lives, or for any term exceeding 21 years.

28. That no lease of any estate of the Charity shall be made whilst any other lease of such estate shall be in being, except such last-mentioned lease shall be within one year of expiration.

29. That no fine, premium, or foregift shall be taken on the lease of any of the Charity estates.

30. That in every lease of the Charity estates the true and fair annual money value of such estate shall be reserved as the rent thereof (except only in those cases where the lessee shall covenant to lay out in building upon or otherwise improving the estate demised a sum sufficient to compensate for any reduction of rent below such annual value), and in all cases the rent shall be reserved half-yearly or oftener.

31. That every lease of the Charity estates shall be made by the trustees, and shall be prepared by the clerk and treasurer, who shall, without any additional charge to the Charity, fairly copy the same in a register book to be provided for that purpose.

32. That in all cases (except those in which the Lease shall be deposited with the clerk and treasurer for the mutual use of the lessors and lessee) a counterpart of the lease shall be executed by the lessee, and kept by the clerk and treasurer.

As to the application of the Rents and Income of the Estates of the Charity.

33. That the following sums shall be annually paid out of the rents and income of the Charity estates, viz.

To the University governors towards payment of the salaries of the officers and servants employed in the University portion of the said Spinning-house and the expenses of the repairs of the University portion of the said Spinning-house, and the rates and taxes thereupon imposed and the insurance thereof	£75	0	0
To the said Mayor, Aldermen and Burgesses towards payment of the salaries of the officers and servants employed in the Town portion of the said Spinning-house and the expenses of the repairs of the Town portion of the said Spinning-house, and the rates and taxes thereupon imposed and the insurance thereof	£75	0	0
To the clerk and treasurer of the said Charity for his salary and allowances such sum as the governors of the said Charity shall from time to time direct, not being more than	£25	0	0
To the University governors £15, and to the Town governors £15, towards putting out poor boys natives of the town of Cambridge as apprentices to some useful art, thereby to enable them to gain a comfortable living (as by the Will of Mr. John Bowtell is directed) making together	£30	0	0

34. That the residue of the said rents and income, after payment thereout of the said several annual sums hereinbefore mentioned, shall be applied in donations to schools (including industrial schools) for the education of poor boys and girls within the limits of the University and Borough of Cambridge, or in any contiguous parish, where children of poor persons residing within the said limits are educated, or in apprenticing poor boys and girls children of such poor persons to some trade or occupation, and that one-half of such residue shall be so applied in such way and manner as the University governors only shall from time to time in that behalf direct, and the other half thereof shall be so applied in such way and manner as the Town governors only shall from time to time in that behalf direct, and that each of the said bodies of governors respectively shall keep minutes of the mode in which such half has been so applied by them respectively.

As to the Treasurer's Accounts.

35. That the treasurer shall keep just and true accounts of all his receipts and payments in respect of the Charity, and that such accounts shall be fairly entered by him in a book or books to be provided for that purpose.

36. That the governors shall hold a general meeting in the month of February yearly, in order that they may then audit the accounts of the treasurer up to the 29th day of September then next preceding, and that at such meeting the treasurer shall produce to the governors proper vouchers for the several payments charged by him in his accounts, and all deeds and other papers relative to the Charity which the governors may require.

37. That within 14 days after the audit, the treasurer shall send a copy of his accounts so audited to the registrary of the said University, to be by him preserved amongst the records thereof, and another copy of such accounts so audited to the town-clerk of the said Borough, to be by him preserved amongst the records thereof.

As to Apprentices.

38. That one poor boy, at least, shall be apprenticed in every year by the University Governors, and one, at least, in

every year by the Town Governors, out of the annual sums to be paid to them respectively, as hereinbefore is mentioned, in satisfaction of the benefaction of the said John Bowtell.

39. That every such poor boy, to be apprenticed by the said governors respectively from the benefaction of the said John Bowtell, shall produce evidence, satisfactory to the respective governors, of his being a native of the town of Cambridge.

40. That no poor boy or girl, to be apprenticed in pursuance of this scheme, shall be bound apprentice for a less term than four years.

41. That the indenture of apprenticeship shall be prepared by the clerk and treasurer at the cost of the apprenticeship fund, and such indenture shall be kept by such clerk and treasurer during the apprenticeship for the inspection and use, as well of the respective governors, as of the said master and apprentice.

42. That the trustees shall be parties to such indenture, and that the master of such apprentice shall, in addition to the usual covenants in such cases, also covenant with the said trustees, that he will return the premium, or an adequate part thereof, in case of the non-performance of his covenants or any of them, with a stipulation that the decision of the respective governors for the time being, to be come to and recorded in the usual way at some meeting thereof, shall be conclusive evidence as to the fact of non-performance of his covenants, and as to the amount of premium which ought to be returned, or damage sustained by such non-performance, and such covenant shall be put in suit as and when the respective governors shall from time to time direct, and not otherwise.

VII. Endowments of Mr. Crane.

Extracts from Mr. Crane's Will, dated June 26, 1651.

(*Proved at London June* 23, 1652).

Item. I give to the University of Cambridge my house and gallery, wherein I now live, with my stable in Cutler's or Sherer's Lane, now in my own hand, for the Physic Professor to live in or let, so long as he holds the Professor's place; provided that he let nor lease it for a longer time than he hold the Physic Professor's place: he putting in security to the University or the other Professors of Divinity and Law to keep in good repair, to maintain, re-edify and so to keep it during all his time; and after his decease, or giving over his place, to the next Professor in Physic all the same freely, and so to succeed from one Professor to another in Physic for ever freely. This I do for that I have known some Physic Professors to want houses to dwell in but have been put to dwell in mean houses.

. . . . . .

Item. Whereas I have appointed and required and do earnestly desire my Executors to buy threescore pounds a-year of good lands or tenements, so as the tenants may have a good pennyworth to pay willingly their rent, but I desire it may be threescore and two pounds a year, which I bestow freely and willingly in manner and form following; And I desire my Executors to take good care in the settling it in good honest men's hands and able men as feoffers in trust or as they shall think safest to be bestowed. I think Wisbech men very safe, the ten men corporate of Wisbech, or as my Executors shall think best; the use as follows; The first year's rent being threescore pounds a-year I give to the University of Cambridge, to be given to poor scholars for their relief that are sick for paying for their physic, diet or other things necessary for them in their sickness, knowing many heretofore have miscarried for want of means to relieve them. This to be bestowed by the present Vice-Chancellor, the

three Professors of Divinity, Civil Law and Physic, and the chief Apothecary in the town, for that he knows the need of most of the poor scholars in that case, desiring the Master of Caius College to join with them to assist them; this comes but once in five years to the University. The second year's revenue I give to the town of Wisbech, being threescore pounds, to be lent freely to three young men to help to set them up, they putting in good security to repay it at the twenty years' end to the ten men or others in trust at the twenty years' end; and that then it be lent to three other young men in like order, they putting in good security to repay it at twenty years' end, and this twenty pounds and so every twenty pounds to be shifted from one man to another at the expiration of twenty years, and this gift to continue until there be two hundred pounds stock to be lent to them as above, it coming to them but every fifth year. Threescore pounds, the third year's revenue, I give to the town of Cambridge to be lent to three young men towards the setting them up, twenty pounds a man freely for twenty years, and this to be disposed by the Vice-Chancellor for the time being, the three University Professors of Divinity, Law and Physic, and chief Apothecary, the Mayor for the time being, the Recorder and three Aldermen, or the greatest part of them, whereof I appoint two of them shall have the money to be privileged persons, and the third a townsman, they putting in good security to repay it at the twenty years' end, and then the parties entrusted to lend that twenty pounds to another young man for the like time, upon the like conditions; and this to continue till the town hath two hundred pounds stock to lend to ten young men towards setting them up, never letting one man enjoy the twenty pounds longer than the twenty years. The fourth year's revenue I give to the town corporate of King's Lynn in Norfolk, there to be lent to three young men in like order as Wisbech and Cambridge doth; this to be lent by the Mayor of King's Lynn for the time being, the Recorder and four of the chief Aldermen, the revenue being twenty pounds a man. The fifth year's revenue I give to the town corporate of Ipswich, being the town wherein Mr. Butler of famous memory was born, and so my own father, and this to continue until the town hath two hundred pounds stock, threescore pounds a-year coming in every fifth year; this to be disposed and lent by the

two Bailiffs of Ipswich, the Recorder and four of the chief men in that body, they taking good security for every twenty pounds so lent in like order as Wisbech doth; every town having two hundred pounds stock to be lent freely for twenty years, and shifted to new parties every twenty years. But the University to have their threescore pounds every fifth year, to be bestowed as at first. My intent and meaning is that the threescore pounds a-year shall continue to every town afterwards every fifth year, but the use changed, that is, as it falls out to come to every town, instead of lending it to young men or other as before expressed, that, viz. this threescore pounds a-year to be given and bestowed upon honest poor men that be imprisoned for debt, or old women, or the relief of poor men in want, or to relieve them out of prison for debt, desiring them intrusted in this business, as they will answer it before God, that they relieve the most honest, godliest and religious men and women in the said several towns, that have lived well and had a good report, being fallen in decay by some extraordinary occasion, and not to give it to dissembling and hypocritical persons.

A Codicil, dated Sept. 20, 1651, contains the following passage:

Item. My meaning is, that if any of them intrusted to lend this twenty pounds a-piece to divers men be so careless in doing thereof as they lose the one-half of the former two hundred pounds, that then the other towns formerly bequeathed the like shall have the whole profit of this my gift bestowed on them for the use of the poor in those towns, and that town so careless to have no more. Item. I do give forty shillings to every town where this money is to be bestowed, to have a sermon that year to invite other men to do the like. And if there shall chance any Act to be made to avoid any such gift to any town and to alter it, then I give the former land so purchased to my cousin Master William Crane, his son Frank Crane, and so to go along to him and them as I have given my manor of Kingston Wood and Kingston St George and the rest of my lands every way. Item. Whereas I have devised my Executors to buy threescore and two pounds a-year for the use of the poor, to lend twenty pounds a-piece to honest young men twenty years freely, I will that this continue

till every town have two hundred pounds a-piece to lend ten men, and after that the threescore pounds shall go to the use of the poor, as in this my last Will is set down before.

The house and premises devised by Mr. Crane for the use of the Regius Professor of Physic were required and used in the year 1724 for the purposes of building the Senate House and of making the improvements consequent thereon, power having been given to the Regius Professor by the Act (6 Geo. I.) which authorized those improvements, enabling him to convey to the University for those purposes: and in exchange for the said house and premises the property in Market Street, now constituting Mr. Crane's endowment, was conveyed at the same time by the University, with the concurrence of Dr. Green, the then Regius Professor, to Sir Thomas Hatton and three other persons in trust for the Professors of Physic.

No new Trustees having been appointed since the time of the said exchange and conveyance, and it having become uncertain upon whom the trust estate had legally devolved, it was ordered by the Court of Chancery, July 13, 1853, upon petition of the Chancellor, Masters and Scholars of the University and of the Regius Professor of Physic jointly, That the Chancellor, Masters and Scholars of the University of Cambridge be appointed new Trustees of the messuage, hereditaments and premises situate in Market Street in the town of Cambridge in the petition mentioned, in place of Sir Thomas Hatton, Bart., Sir John Hinde Cotton, Bart., Francis Pemberton and Samuel Gatward, in the petition named, all since deceased; And it is ordered that the estate and interest of the said Sir Thomas Hatton, Sir John Hinde Cotton, Francis Pemberton and Samuel Gatward, in the aid messuage, estate and premises, rest in the said Chancellor, Masters and Scholars of the University of Cambridge upon the trusts expressed in the Will of John Crane in the petition named concerning the messuage and hereditaments thereby devised for the benefit of the Regius Professor of Physic in the said University.

VIII. Mr. Rustat's Donation to the Library.

The Instrument and Declaration of Mr. Tobias Rustat, to what purpose he gave the sum of £1000 to the University.

I, Tobias Rustat, Yeoman of the Robes to his most sacred Majesty King Charles the Second, being really sensible of the infinite goodness of God, by whose especial favor and blessing upon me (in his Majesty's, my most gracious Master's miraculous Restoration) I have obtained a comfortable Estate, and calling to mind that an obligation lies upon me to be therefore truly thankful to the Divine Majesty, I have resolved to express the same in freely giving some part of what I have received towards the advancement of the true religion now established in this Realm, good learning and the honour of God: to which end I have given and delivered in to the Chancellor, Masters and Scholars of the University of Cambridge the sum of £1000, the receipt whereof is acknowledged by their writing to these presents annexed under their common seal, to be by them or their successors disposed and bestowed to the uses and purposes and according to the order and directions hereinafter by me declared, and not otherwise: that is to say; first, I order and direct that the said sum of £1000 be laid out within three years at furthest, and as much sooner as may conveniently be, in the purchase of Lands of £50 or £60 per annum value, or such yearly value as the said £1000 shall extend to purchase, of a good title and clear of incumbrances. That the said purchase be made with and by the approbation and good liking of me and my counsel or the approbation and good liking of my Executors or Administrators and their counsel. And the Lands so purchased to be legally settled upon the said Chancellor, Masters and Scholars of the said University and their successors for ever, or in some others in trust for them, as by my counsel or the counsel of my Executors or Administrators shall be thought most convenient. And if before the end of three years from the date of these presents the said £1000 be not employed upon a purchase of Land, as is before expressed, then and in that case the said

£1000 to be repaid to me, my Executors, Administrators or Assigns upon demand. Secondly, I order and direct that the profits and revenues of such Lands to be so purchased, as soon as the same shall be so purchased and settled, and the proceeds of the said £1000 which is to be disposed of at legal interest by the privity of me the said Tobias Rustat and of my counsel or the counsel of my Executors or Administrators in such hands as I or they shall approve of, until such purchase of Lands be made (but the said Chancellor, Masters and Scholars, or their successors, not to answer for any miscarriage thereof, being so disposed by such approbation) shall yearly for every year be expended in the buying the choicest and most useful Books for the public Library of the said University. And to the end this gift may become more advantageous to the general studies of all Arts and Sciences, and that the best and most useful Books may be bought by good advice, I appoint that the said Books shall be yearly bought (as the revenues aforesaid come in and shall be received) by the advice and consent of the Vice-Chancellor of the said University for the time being, the Provost of King's College in Cambridge for the time being, the Master of Trinity College in Cambridge for the time being, and the Master of Saint John's College in Cambridge for the time being, all the public Professors of Divinity, Law and Physic in the said University for the time being, the public Professors of the Mathematics in the said University for the time being, and the public Professors of the Greek and Oriental tongues in the said University for the time being, or by the advice and consent of any five or more of them or the major part of them, all being summoned to a meeting appointed for that effect by the Vice-Chancellor: of which receipt and expense of the profits and monies aforesaid the Vice-Chancellor of the said University for the time being shall give in then and there an account as he doth of other the revenues belonging to the said University at the University audit yearly, producing the receipts of the Booksellers for his acquittance of such monies as shall have been laid out. Thirdly, I order and direct that the Books bought with such advice and consent as aforesaid shall be substantially bound up alike in the same form and manner, and desire that they may be placed together by themselves in a

place set apart for that purpose in the public Library of the said University, and that no person shall upon any pretence whatsoever be admitted to borrow and carry out of the aforesaid Library any Book or Books that shall have the impression of my Arms upon it or them; and that a fair Book of vellum be prepared for the registering therein the names of all the Books bought by this benefaction from time to time and no other. And lastly I declare that the reason whereby I have been induced to dispose this gift to the use herein expressed is upon hopes that thereby the said Library may be in process of time supplied with all sorts of learned authors, which may render the same useful to all persons (as well the poor as the rich) who shall dedicate themselves to the studies of any kind of good literature within the said University, and may thereby also increase the honor and fame of the said University and this Nation.

Dated, A. D. 1666.

IX. Lady Sadler's Endowment for Algebra Lecturers.

Extracted from the Registry of the Prerogative Court of Canterbury.

In the Will of Dame Mary Sadleir, (Wife of Sir Edwine Sadleir, Baronet,) deceased, dated 25th September, 1701, is as follows:—

And my further will is that my debts by me owing at the time of my decease and my funeral charges, and the legacies hereby or hereinbefore by me devised or bequeathed, shall be first paid and satisfied by my said Executors before any of the Algebra Lectures, College of Physicians, or Royal Society at Gresham College Lectures be settled on them or any of them, notwithstanding the time or times hereinbefore for that purpose mentioned, limited, or appointed for settling the same. And whereas my good friend, Mr. William Rous, one of my Executors hereinbefore named, hath as my Trustee acted and transacted several great concerns for me and in my Estate, I do hereby declare that all accounts are settled and evened between us to this day. And therefore I do hereby, for me, my Executors and Administrators, remise, release, and for ever quit and acquit him, his executors or administrators of and from all manner of action or actions, cause or causes of actions, claims, demands, and accounts whatsoever which I now have or hereafter may or can have against him or them from the beginning of the world to the date of this my last Will. And I do hereby heartily and really thank him for his great trouble, care, and pains he hath had from and by me herein. And lastly, for that whereas in this my Will aforementioned I have directed and appointed several Lectures of Algebra to be erected in the University of Cambridge; and I have given to and for their maintenance my Manor, Lands, and Woods at Kimpson, in the county of Southampton; as also my moiety of Netham Tithes and Copyhold Estate at Pilehill, both also in the said County of Southampton; and my Tavern known by the name of the Globe in Little Eastcheape,

London; and for that whereas I have given and bequeathed several annuities for lives to be paid out of the said Manors of Kimpson and also the said Globe Tavern for the life of my said husband Sir Edwine Sadleir, which may for some time hinder the aforesaid Lectures to that number that hereafter when the lives are extinct and dead the said Estate may be able to maintain, and considering that before all the said lives may be expired my said Executors may be all dead, and likewise to prevent long trouble to my Executors and also further charge to my Estate by the necessity in case of death of the survivors nominating new Trustees; therefore I desire my Executors (any thing in this my Will to the contrary notwithstanding) or any two of them, if one shall be dead, at the expiration of the eighteen months aforementioned in this my Will after my decease, for the beginning of the setting up of some of the said Algebra Lectures, to erect or cause to be erected so many Lectures on such Colleges as they shall see fitting for the present, which being done I then desire them to settle the several Estates before given on such persons or Heads of Colleges and their successors as they shall on diligent inquiry think best for the future performance and perfecting my said intention. And they to whom the said Estates shall be conveyed unto are desired to increase the number of the said Lectures as the lives shall happen to die and be extinct. And my earnest request and desire is that those persons to whom these Estates shall be conveyed do punctually and without trouble pay the annuities to the several persons to whom I have devised the same, free from all charges and taxes or other abatements or incumbrances whatsoever.

The first Schedule annexed to the said Will is as follows:—

The Instrument mentioned in the Will of me, Dame Mary Sadleir, the Relict of Dr. William Cronne and Daughter of John Lorimer, Esq. deceased, Alderman of the City of London, for the settling of the Algebra Lectures on several Colleges in the University of Cambridge.

The true intent and meaning of these Lectures are for the full and clear explication and teaching that part of Mathematical knowledge commonly called Algebra, or the method or rule of contemplating quantities general with particular application and

use of it in Arithmetic and Geometry, either according to the method of Des Cartes or any other of those who have best improved it since.

The persons to read the said Lectures shall be at least of the Degree of Bachelor of Arts, of honest life and conversation, very well seeing and knowing in these parts of the Mathematics above mentioned.

In each present respective College (excepting always that of which the public Professor of the Mathematics is,) and when a new public Professor shall be chosen of a College where one of these Lectures is, it shall be transferred to that of which the former Professor was, the Master and Fellows shall meet together within eight days after notice that the settlement for these Lectures is made and finished; and afterwards within the same time after notice of the Lecture's place being void either by death or otherwise, and every one of the persons there met shall have freedom to nominate one of the same College whom he in his conscience shall think fit and qualified as abovesaid, without favour or affection as he will answer it to God Almighty, and not betray the good end and intent of these Lectures. And if the persons so nominated shall be above two, then by the ballot or otherwise they shall be reduced to two; and if there be not two of the same College fit to be nominated, then any of the nominators may name one or more of any other College, provided after their election they remove and become of that College in which they are to read.

The persons nominated and agreed on to stand for Readers shall, in the presence of two of the Heads of the University, be carefully, strictly, and openly examined concerning their skill and sufficiency in the science they are to read and explain by the public Professor of the Mathematics in the said University. And he whom the said Professor shall think and declare from his conscience most fit and able to perform the duty of the said Lecture effectually shall be the person chosen to read it accordingly, and enjoy the salary and profits to the same belonging. And it shall be required of him at the same time he is appointed to read the Lecture, to make a solemn promise as in the presence of God, that he will carefully discharge and perform whatever is required in the method and orders for settling the said Lecture;

and this promise shall be made in the presence of the Master and Fellows of the College who are to appoint him Reader of the said Lecture, whom the public Professor after the examination aforesaid shall report most able and fit for it.

The duty of the said Lecturer shall be to explain and teach the said science of Algebra, and shew the use of it in Geometry and Arithmetic, and to render the same as clear and intelligible to every one of his audience as he can. To which end the said Lecture shall be read publicly in the College Hall in the Latin tongue during the time of one whole hour, from ten of the clock to eleven in the forenoon, and the same day in the afternoon shall during the same time from three of the clock be more familiarly discoursed of and explained over again and doubts concerning any part of it to be resolved in the Lecturer's own chamber, to be open on purpose at that time to all of the same College that will come; and of both these hours of reading and explaining over again the said Lectures notice shall be given by ringing the College bell. And those Lectures shall be to be read in the forenoon and further to be explained in the afternoon once a week; the which weeks and particular days of reading shall be those which the Masters and Fellows of each particular College shall agree upon and appoint as most convenient, provided twelve several Lectures be read in the forenoon and further explained in the afternoon as before expressed on so many several weeks within the space of one year.

And for every time the said Lecture shall not be actually read in the morning and explained in the afternoon as aforesaid, either by the Reader himself, or in case of such sickness as in the judgment of able Physicians doth make him incapable to perform it, which is the only excuse that ever shall be allowed, and that no longer than one month without substituting one other, or by some other able man, to be approved by the public Professor, and who shall for every Lecture receive the same money that would have been due to the Reader himself, there shall be deducted out of his salary each audit day so many proportionable sums due for each Lecture as there were Lectures omitted, of which respective omissions notice shall be then given by the Master or some of the Fellows of the same College of which he is. The which money shall be given to some one or

more Students of that College according to the discretion of the Master especially such as love these studies. And if five omissions have been made (except as before) the Reader shall forfeit and lose his place.

The Lecturer or his substitute shall each audit day deliver in three (or more if he please) of the six Lectures read the foregoing half year, fairly written, to be kept in the College Library for the use of all such as may resort thither, or to be printed if he consent to it, and till they are so delivered he shall not receive that half year's stipend.

No person chosen to read the said Lecture shall enjoy this place longer than ten whole years; nor shall the public Professor of Mathematics ever be one.

If any Reader shall be found guilty of any heinous crime or be of scandalous life, he shall be turned out of his place and another chosen in his room, unless there shall appear very great and sufficient reason to believe an amendment.

If any doubt shall hereafter arise concerning the true meaning of any thing herein expressed, it shall be interpreted by the Trustees in that sense that may be the most advantageous for the fullest and most effectual promoting the said Lectures.

Each Lecturer shall receive for his salary yearly twenty pounds, but to Emmanuel College Lecturer shall be allowed thirty pounds per annum, and to be first erected, to be paid on the audit day, according to the limitations above mentioned, out of the rents and profits of the Estates I have in my Will for that purpose given, and to erect so many as the said Estates will hold out to do, none exceeding twenty pounds as above, only Emmanuel College, some incident charges hereafter following being first deducted.

There shall be every year two audit days, one within two months at the furthest after Lady-Day, and the other within the same time after Michaelmas-Day. On which days the Vice-Chancellor and Heads of the respective Colleges being met together shall take an account of the due execution and performance of the matters and things aforesaid, if they are desired to be or hereby are to be Trustees for these Lectures. Likewise one of the public Readers by turns shall once in every year, at the most seasonable time for travelling, be obliged to take a

view of all the Estate given for these Lectures, in the company of the Bursar, and make a report of the condition all things are in to the Trustees, and this under the penalty of losing one half year's salary if they refuse it in their turns, unless for very good cause to be approved by the Trustees. The Bursars shall also succeed one another yearly by turns under the same penalty. The said Trustees shall choose and appoint one of the aforesaid Readers as Bursar or Rent-gatherer accountable to themselves (if the Estate for these uses given be settled and vested in the University,) allowing him out of the said rents five pounds per annum, to be paid half yearly when he brings in his accounts on the audit day or as they think fit, not exceeding five pounds per annum. They shall likewise on each audit day allow and pay to the public Professor of the Mathematics ten shillings, as a present for his care and pains for every person he examined the half year aforegoing. They shall also out of the said rents on each audit day take for a decent refreshment of a dinner for themselves as they shall in discretion think fit, not exceeding five pounds.

And the Vice-Chancellor, just before the payment of the Lecturers' salaries, in the presence of the Heads of the University and the public Professor, shall make a short discourse exhorting all then present to discharge their trust and duty with care and good conscience. It being hoped these studies of Algebra which Peter Ramus long since complained were unhappily wanting in our European schools and Universities, now cultivated by the excellent wits of the University, will be much for the glory of Almighty God and the good of the Nation. Amen.

An addition which I further add to this my Instrument for the Algebra Lectures:

Since the making of the abovesaid Instrument, on my further consideration of the several parts thereof, and on further information and advice, I do order that that part which relates to the choice of a Lecturer be altered as followeth, viz.

That in the choice of a Lecturer it shall not be done by all the Fellows, but only by the Master, Vice-Master, Senior Dean, and Senior Lecturer of each College, and they to nominate two,

and the two so nominated by a majority of them to be examined by the Mathematical Professor, in presence of two Heads of Colleges to be named by the Trustees, and the person whom the said Professor shall think and nominate to be most deserving to read these Lectures shall have it: and that the Vice-Chancellor for the time being shall for ever be a Trustee, if my Executors shall think it fitting to settle the said Estates on or in the Members of the University.

And if it shall be thought convenient instead of two audit days every year I do order but one; but this I leave as indifferent, and desire it may in future time be either one or two, as shall be best for the good management of the Estates belonging or to belong to the said Lectures.

And as to the travelling Lecturer, I order his charges to be paid out of the common stock what shall be thought convenient by the Trustees for his and his attendant's charges.

And if any thing in these Instruments shall hereafter be found doubtful or not practicable, I do order my Executors, with the advice of those persons they shall think good to consult with, to explain what is dubious or alterable, or what is necessary further for the good and better establishment of the said Lectures for ever. And what my executors shall therein do or alter I hereby order to be confirmed and to be binding to the persons concerned for ever.

Founded by Dame Mary Sadleir, Relict of Dr. William Cronne and Daughter of John Lorimer, Esq.

Mary Sadleir.

Orders concerning the Algebra Lectures founded by the Lady Sadler.

I. That the government, ordering, and direction of the said Lectures, and the several matters thereto belonging, subject nevertheless to the rules and orders herein contained, shall now and at all times hereafter be and continue in the Vice-Chancellor of the said University of Cambridge for the time being, and his successors Vice-Chancellors of the said University, and in the present Masters or Heads of the several Colleges of the said University

hereinafter mentioned; that is to say, the Master of Emmanuel College, the Provost of King's College, the Master of St. John's College, the Master of Sidney College, the Master of Trinity College, the Master of Jesus College, the Master of Pembroke Hall, the Master of Queens' College, and the Master of St. Peter's College, and in their successors, being Masters or Heads of the said several Colleges respectively, and that they shall meet for that purpose at such times and places as the Vice-Chancellor of the said University for the time being, or the said Master of Emmanuel College, or any two others of the said Governors shall from time to time direct or appoint.

II. That upon every occasion of meeting due notice of the time and place thereof shall be given or left in writing at the said several Colleges for the respective Governors or Directors, at least by the space of twenty-four hours before every such meeting. All matters debated and transacted shall be carried and affirmed by the votes of the major part of them then present, so as they be not fewer than *three*, and shall be entered in some book or books to be kept for that purpose in Emmanuel College. And that in case the said *William Rous* shall, during his life, think fit to be present at any of the said meetings, then he to have a like vote and place there as Governor.

III. That the true end, intent and meaning of these Lectures is for the full and clear explicating and teaching the principles of the *Mathematics*, and chiefly that part thereof called *Algebra*. And that from and after the 29th day of September, which will be in the year of our Lord 1710, the said Lectures shall commence and be settled in Emmanuel College and King's College in the said University; and that such person or persons being of the said Colleges as the said *William Rous* shall by any writing under his hand appoint shall be the first or modern Lecturer or Lecturers or Instructors of the said science in the said respective Colleges. And that, as the lives shall fall and the estate be increased, the like Lectures shall begin and be settled in St. John's College, Sidney College, Trinity College, Jesus College, Pembroke Hall, Queens' College, and St. Peter's College, one after the other, in order as they are herein placed; the first named to be always preferred in course before the subsequent Colleges, and so remain for ever;

subject nevertheless to the rules and directions herein mentioned.

IV. That if the said lands and premises shall at any time hereafter arise to a greater value, by increase of rent or profits of the woods or underwoods, than will pay the Lecturers of the said several Colleges before-named their respective yearly salaries, free of all charges except *Parliamentary* taxes, (of which each of the Lecturers is to bear his proportionable part) that then the said Governors and Directors for the time being, at the time of such increase, shall and may settle and establish other Lectures of the like nature, subject to the rules and orders hereby agreed on, in such other Colleges of the said University as they shall judge most proper.

V. That the persons to be chosen Lecturers or Instructors shall be at least of the Degree of Bachelors of Arts, of honest life and conversation, and skilful in the several parts of the *Mathematics*, to continue from their election for the space of *ten* years, or till their death, resignation, or removal from their respective College or Colleges, or other discharges as are hereafter mentioned, if the same shall sooner happen.

VI. That from time to time as the said Lectures shall begin, and be settled in any of the other Colleges before-named, and not at present provided for, then such person and persons being of the said College and Colleges as the said *William Rous* shall at any time during his life by any writing under his hand nominate and appoint for that purpose, shall be the first Lecturer and Lecturers in every such College or Colleges, to continue as aforesaid; and in default of such nomination and appointment, then the said Governors for the time being, or the major part of them, shall and may at a meeting to be had for that purpose, nominate such first Lecturer and Lecturers, to continue as aforesaid, each College to be taken in course in the order before set down, and not otherwise.

VII. That at all times, on the expiration of the said term of *ten* years, or notice of the death, resignation, removal, or discharge of any such Lecturer or Lecturers, now, or at any time coming, to be chosen, elected, or named for the purposes aforesaid, the said *William Rous*, during his life, and after his decease, the Provost, Master, or Head of such College and

Colleges wherein such vacancies shall be, or in his absence, his Deputy, shall always, within *fourteen* days then next and immediately following, elect and choose one or more person or persons of the said College the best qualified for the said Lecture; or if there be none of the said College fit to be nominated, then one or more of any other College, provided that, in case of election, the person so chosen remove and become of that College wherein the said Lecture is to be read; which person and persons so named shall, within *twenty-one* days after the said nomination, be carefully, strictly and openly examined touching his and their skill and sufficiency in the said science by the *Public Professors* of the *Mathematics* or *Astronomy* of the said University, or *one* of them, or by such other person or persons qualified in the said science, as the Governors and Directors for the time being, or any *three* of them, shall call to their assistance, in the presence of *three* or more of the said Governors; and such of them as shall, upon such Examination, appear to the said Governors for the time being then present, or the major part of them, to be most fit and able, shall be declared Lecturer, and enjoy the salary and profits thereto belonging.

VIII. That such Professors, or other person or persons so to be chosen to examine, as aforesaid, for every Examination shall have and receive of the person so chosen the sum of *ten shillings* for his trouble and attendance therein.

IX. That such person so chosen shall before any Lecture read, in the presence of the said Governors for the time being (or any *three* of them) make and subscribe a solemn promise, in writing, to be prepared for that purpose, that he will diligently and carefully perform his duty in the said Lecture, and observe the several orders and directions in these presents established for that purpose.

X. That the duty of the said Lecturer shall be to explain and teach the principles of the *Mathematics*, and chiefly that part thereof called *Algebra*, in as clear and intelligible a method as possible; and to that end every such Lecturer shall, at least *once* in each of the *three Terms* commonly holden in the said University, on such days as shall be appointed to him, hold a Public Reading in the hall of his respective College, in the *Latin tongue* (or otherwise as the said Governors, or any *three* of them

shall direct), by the space of one whole hour, from *nine to ten* of the clock in the forenoon, and also the same day in the afternoon in his own chamber, to be open for that purpose during the space of one hour, from *one to two* of the clock, more familiarly discourse of and explain the same again to all of the said College who shall then attend there, and resolve the doubts arising, or which shall then be proposed to him in relation thereto; of both which hours notice shall be given by ringing of the College bell.

XI. That the Provost, Master, or Head of each College, or his Deputy in his absence, shall the first day in every Term fix and appoint the several days as well for holding the said Lecture as teaching the said science for that Term; which appointment shall be put into writing, and one fair copy thereof set up in the public hall of each College, and one other copy delivered to the Vice-Chancellor of the said University for the time being; and the Lecturers for the respective Colleges are to take notice of the day so appointed, and to perform their duties thereon, on the penalties hereinafter mentioned.

XII. That every Lecturer shall twice in each week, on the days appointed to him for that purpose, during the whole continuance of each of the said *three* University Terms, according to the computation therein used, (save such week wherein the said Lecture shall be read as aforesaid), by the space of one hour or more, from *nine to ten* of the clock, at his chambers, teach and instruct in the said science all such Students of the same College as shall repair to him for that purpose, and therein shall behave himself affably and courteously, and not deter or discourage any from coming to him on any account or pretence whatsoever.

XIII. That, upon failure of reading the said Lectures or of attending the teaching and instructing the said Students as aforesaid, by the space of *two* whole Terms, in any of the Colleges wherein the said Lectures are or shall be erected or settled, such College or Colleges permitting, suffering, or conniving at such failure, without discharging such Lecturer offending therein, and electing a new one in manner aforesaid, shall from thenceforth and immediately forfeit and lose the benefit, privilege, and advantage of the said Lecture, and of the continuance thereof any longer in such College or Colleges, and the allowance, salary,

and profit belonging thereto shall from thenceforth utterly cease and determine; and in such case the said Governors for the time being shall and may, within one month next ensuing the end of the said *two Terms* (at a meeting to be had for that purpose), settle the said Lecture in some other College of the said University, as they shall think fit, subject to the rules, orders, and direction herein; and if all the Colleges before-named shall not be provided for, then the first of such Colleges, in the order aforesaid, shall have the said Lecture so ceased and determined.

XIV. That for every time the said Lecture shall not be actually read in the morning, and explained in the afternoon, or that due attendance shall not be given for teaching the said science as aforesaid, except in case of real sickness and disability, certified under the hand of some practising Doctor in Physic, or of some extraordinary occasion, to be allowed of by the Master, Provost, or Head of each respective College under his hand, (which are the only excuses that shall be ever allowed), there shall be deducted out of the salary of each Lecturer offending therein on every audit day for each Lecture omitted the sum of *forty shillings*, and for every day wherein he shall not give due attendance for instructing the said Students the sum of *ten shillings*, the said sums so forfeited to go and be disposed of to *one* or *more* of the poor Scholars loving the said study, at the discretion of the said Governors then present (or the major part of them); and if omission shall have been made herein by the space of one whole *Term*, (except in case of sickness or extraordinary occasion allowed of as aforesaid), each Lecturer so offending shall from thenceforth immediately forfeit and lose his place, and be for ever incapable to be named or chosen again to the same Lecture, either in that or any other College in the said University on any account or pretence whatsoever.

XV. That in case of real sickness or extraordinary occasion testified as aforesaid (and not otherwise) every such Lecturer may substitute in his place some other able person, to be approved by the public Professors of the *Mathematics* or *Astronomy* of the said University, or one of them, or in default of them by any other person or persons skilful in the *Mathematics*, to be testified under his or their hand or hands to the Provost, Master,

or Head of such respective College or Colleges, or his Deputy; which person shall receive for every Lecture and teaching the same money as would have been due to the Lecturer himself; and in default of such substitution, in case the said sickness or disability shall continue, so as that the Lecture and times of teaching shall be omitted by the space of one month, then such Lecturer shall from thenceforth lose his place and all the benefit thereof or thereby.

XVI. That by and out of the said Estate and the profits thereof there shall be paid and allowed to the said Lecturer in *Emmanuel College thirty pounds per annum*, and to the several Lecturers in the said other Colleges wherein the same is or shall be settled *twenty pounds per annum* a-piece, to be paid on the audit-day in each year, subject nevertheless to their respective proportions of the *Parliamentary taxes* and other necessary charges to which the Estate is or may be liable, and other limitations as aforesaid. And so as every such Lecturer shall, before the audit-day, deliver and give in two copies fairly written of two such Lectures as aforementioned, read by him in the foregoing year, to the Vice-Chancellor for the time being, or to the Master of Emmanuel College, to be shewn to the Governors present at such Audit; one of which copies shall be deposited by the Vice-Chancellor in the University Library, and the other in the Library of the respective College wherein he shall be Lecturer, and do then also produce a certificate under the hand of the Master or his Deputy, signifying the number of the said Lectures by him read, and of the attendance by him given for teaching the said science in the foregoing year, to the end it may be known what omissions have been made therein or otherwise; and in default of either of the matters aforesaid the said year's salary to be forfeited, and to go and be paid to and amongst the other Lecturers not offending therein, share and share alike.

XVII. That in case any of the said Lecturers during the time of their continuance in the said place shall happen to be chosen one of the public Professors of the *Mathematics* or *Astronomy* for the said University, and shall accept thereof, then the place of such Lecturer, from and immediately after such acceptance, shall be, and is hereby declared to be void, and

another Lecturer shall be chosen thereto in the manner hereinbefore appointed.

XVIII. That if any of the said Lecturers shall prove of ill life and conversation, or guilty of any notorious crime, immorality, or of maintaining or defending any doctrines or opinions contrary to the religion of the Church of England as by law established, then in any of the said cases, the Master or Head of such College in which he shall be Lecturer as aforesaid, or his Deputy, or in their default the said Governors, or any *three* of them, to be assembled for that purpose, shall and may discharge such person of and from his place and office of Lecturer, and another shall be chosen in his room in the manner aforesaid.

XIX. That for the better management of the manor, lands, and premises devised as aforesaid, the said Governors and their successors shall and may from time to time appoint such person and persons as they, or the major part of them, shall think proper to be receiver of the rents, issues, and profits of the said premises, and to take care of the said woods, and to transact their affairs in the said County of *Southampton*, or elsewhere, and also one of the said Governors or Lecturers or other fit person to be *Treasurer* or *Bursar* of the said profits. But so as such *Treasurer* or *Bursar* and *Receiver* respectively do and shall give good security unto the said Governors or any *three* of them, by bond or otherwise, in penalty of *two hundred pounds* at the least, for his duly accounting for and paying from time to time the said rents, issues, and profits to the Governors herein mentioned for the uses and purposes hereby directed, and no other.

XX. That the said Governors shall yearly, within the space of two months next after the 29th of September in each year, or at such other time or times in the year as any *three* of them shall agree on and appoint and thereof give notice to the parties concerned, meet together at *Emmanuel* College on a day to be appointed by the Vice-Chancellor of the said University or the Master of *Emmanuel* College for the time being, to take the account and audit of the said *Receiver* and *Treasurer*, and to pay the said Lecturers their respective salaries and allowance, and all other charges hereby directed to be paid, and to hear

and determine all matters relating to the said Lectures and Estate, according to the rules and directions hereby given, and to see the same effectually paid and performed according to the true intent hereof.

XXI. That at every audit these rules, orders, and directions shall be distinctly read in presence of the said Governors, and that there shall be allowed out of the said Estate a sum not exceeding *four pounds* for a dinner and all other charges of the said day.

XXII. That the deeds, evidences, and writings relating to the said Estate shall from time to time be kept and deposited in the library of *Emmanuel* College in an iron chest with three locks thereto, the keys whereof shall be and remain one of them in the hands of the Vice-Chancellor of the said University for the time being, one other in the hands of the Master of *Emmanuel* College, and the third in the hands of the Provost of King's College, and their Successors.

XXIII. That the several Governors to whom the said Estate shall be conveyed for the uses aforesaid be the present Master or Head of *Emmanuel* College, the Provost of King's College, the Master of St. John's College, the Master of Sidney College, the Master of Trinity College, the Master of Jesus College, the Master of Pembroke Hall, the Master of Queens' College, and the Master of St. Peter's College; and that when and so often as they shall be reduced by death to *five* or *three*, that then the survivors shall convey the same to the succeeding Heads of the said several Colleges, so that the said number of *Trustees* may always be kept of the number of *nine* at the least.

XXIV. That in case any of the family, kindred, or relations of the said Dr. *William Croone** shall happen to be of any of the said Colleges afore-named, or of any College in the said University wherein any of the said Lectures before-mentioned shall then be erected or settled in pursuance of these presents, and shall upon examination be found fitly qualified for the reading and performing the said Lecture, then such person or persons to be preferred before any other to such vacant Lecture, and shall be elected and chosen thereto by the said *Trustees*, and

* First husband of the Lady Sadler, by whose advice she founded these Lectures. (On a label pasted in the margin.)

shall hold and enjoy the same and all the profits, benefits, and advantages thereto belonging, subject to the orders, rules, and directions hereinbefore contained, as the other Lecturers are to do by virtue hereof.

That these several Orders be fairly written or printed, and being put into a frame be hung up in the several libraries of the respective Colleges wherein the said Lectures are to be read.

X. Mr. Worts' Endowments.

Copy *of the last Will of* William Worts, Esq.

In the Name of God, Amen. I William Worts, of Cambridge, in the County of Cambridge, Esqr., being of a perfect, sound, and disposing Mind and Memory, do make this my last Will and Testament in manner and form following:

In the first place I commit my Soul to Almighty God, humbly hoping for Salvation through the infinite Mercy of God, and Merits and Mediation of Jesus Christ my Redeemer; and my Body to be decently buried by my Executrix hereafter named. I' give and bequeath to Carolina Banson, the Wife of John Banson of Meesden in the county of Hartford, an annuity of £30 a-year during her life, in case she survives her said husband, and not otherwise, to be paid her by my Executrix, by the proportion of £7. 10*s.* every Quarter-day following, viz. on the Feast of the Annunciation of the Blessed Virgin Mary, the Feast of St. John the Baptist, St. Michael the Archangel, and St. Thomas the Apostle; the first payment thereof to commence on such of the said Quarter-days next succeeding the death of her said Husband: and all the said Payments to be made constantly at the place and the residence of the said Carolina Banson: and I charge all my Arable Lands, late in the tenure or occupation of the Widow Chapman of Landbeche in the said County of Cambridge with the said Annuity, that in case of failure in the payment thereof it shall and may be lawful for the said Carolina Banson to enter upon, possess and enjoy the said lands as if originally devised to her for her life. Item, I give and bequeath to Elizabeth Saville, the Wife of Saville of Langley in the County of Essex, an Annuity of £20 a-year during her life, in case she survives her said Husband, to be paid by my Executrix, at the usual place of her abode, by £5 on each of the Quarter-days before mentioned, the first payment thereof to be on such

of the said Quarter-days as shall next succeed the death of her said Husband: and I charge with the said Annuity all those my Pasture Grounds, with the Messuage, Tenement and Sheep-Walk, with the Appurtenances, late in the tenure or occupation of the said Widow Chapman, and that it may and shall be lawful for the said Elizabeth Saville, in case of failure in the payment of the said Annuity, to enter upon, possess and enjoy the said Messuage, Pasture, Tenement, and Sheep-Walk with their Appurtenances during her life, as if they were so originally devised to her. Item, I give and bequeath to my Cousin Smith, the wife of John Smith of Wivelingham in the County of Cambridge, the like Annuity of £20 a-year during her life, to be paid her by my Executrix, in such manner and form as the aforesaid Annuity to Elizabeth Saville; and I charge with the said Annuity to my said Cousin Smith all those my Arable Lands now in the tenure or occupation of John Penny of Landbeche aforesaid, so that in case of failure in the payment of the said Annuity it shall and may be lawful for my said Cousin Smith to enter upon, possess, and enjoy the said Lands during her life, as if originally so devised to her. Item, I give and bequeath to my old maid, Margaret Brett, £20, to be paid six months after my death. Item, I give and bequeath to Anne Garrett, Bedmaker of King's College in Cambridge, an Annuity of £5 a-year during her life, to be paid Quarterly by my Executrix, by equal portions on the 4 Quarter-days herein before mentioned, the first payment thereof to become due and payable on such of the said days as shall next happen after the said Anne Garrett shall be of the age of threescore years; and I will and appoint that my Executrix give her a Bond of £200 within a month after my decease for the security of the payment of the said Annuity. Item, I give and bequeath unto the said Margaret Brett, over and above the £20 already given her, an Annuity of £20 for her life, in case she survives her Husband Henry Brett, of Cambridge aforesaid, Barber, to be paid by my Executrix in manner and form like that bequeathed to Elizabeth Saville; and I charge with the said Annuity my Messuage, Pasture Ground and Sheep-Walk, with the Appurtenances, now in the occupation of John Penny aforesaid of Landbeche, so that in case of failure of the payment thereof, it shall and may be lawful for the said

Margaret Brett to enter upon and enjoy the Premises hereby charged with the payment thereof, as if they had been originally devised to her for her life. Item, I give and bequeath all those my Messuages, Lands, Tenements, and Hereditaments, with their Appurtenances, now in the tenure or occupation of Michael Walker of Landbeche aforesaid, both Freehold and Copyhold, to my Aunt Daye, for and during the term of her natural life, chargeable nevertheless with the payment of £30 a-year to my Aunt Elizabeth Reeves, to be paid her by my Aunt Daye, during the life of the said Anne Daye, the first payment thereof to be made on Michaelmas-day after my Decease; and in case of failure of payment of the said £30 a-year in manner aforesaid, it shall and may be lawful for the said Elizabeth Reeves to enter into the said Messuage, Lands, and Premises, now in the tenure or occupation of the said Michael Walker, and them to hold, to take, and enjoy the Profits thereof to her own use, as if they had been originally devised to her for her life; and in case the said Elizabeth Reeves shall survive the said Anne Daye, then I give and bequeath the said Messuage, Lands, and Premises, now in the tenure or occupation of the said Michael Walker, to the said Elizabeth Reeves, for and during the term of her natural life. Item, I give and bequeath to my Uncle, Mr. Robert Daye, of Thurlow in the County of Suffolk, Apothecary, an Annuity of £20 a-year during his life, to be paid by my Executrix quarterly, by equal portions, in such manner and form as the Annuity hereinbefore bequeathed to Elizabeth Saville is appointed to be paid, except that the first payment hereof is to commence on such of the said Quarter-days as shall first happen after my death: and I do also appoint my Executrix within three months after my death to give the said Robert Daye a Bond in the penal sum of £400 for the due payment of the said Annuity to him bequeathed. Item, I give and bequeath to the two youngest sons of my Uncle, Robert Daye aforesaid, the sum of £50 a-piece, to bind them out Apprentices: and I will and appoint and give £100 a-piece afterwards to set them up withal, if they behave themselves as well as they ought to do in their Apprenticeships; and I will and appoint that my Executrix have the sole disposal of them therein. Item, I give and bequeath to my said Aunt Reeves, over and above what is herein already given to her, the sum of £20 to

buy her mourning, and to be paid her within a month after my decease: and she shall have the choice of any Piece of my Plate, or any of my Rings, to keep in remembrance of me. Item, I give to my Cousin Christian Hutton the sum of £20. Item, I give to my Godson, Wm. Banson of Langley, £10. Item, I give to Dr. Penrice of Trinity Hall in Cambridge the sum of £100 for his great civility to me, and care in my affairs. Item, I give unto my servant Mary Foreham the sum of £20. Item, to Jane Smee, and Richard Challis, my other two servants, the sum of £5 a-piece. Item, I will and appoint that my Executrix prove this my last Will and Testament in the Vice-Chancellor's Court of the University of Cambridge within a month after my decease, and that she there and then deliver in upon oath a true and perfect particular and valuation of all the Lands, Moneys, Bonds, Mortgages, and Debts owing to me from private persons, and from the Exchequer. And as for my real Estate in Landbeche herein before not disposed of, with my two houses in King's College Lane, I also give and devise the same to my said Aunt Daye, for and during the term of her natural life, subject nevertheless to, and charged with the Annuities or Rent-charges hereinbefore devised. And I also will and appoint that my said Aunt Anne Daye shall every year, during her life, by equal quarterly payments, pay the sum of £30, without any deduction of Taxes by Parliament or otherwise, to the use of the poor children, which now are or shall hereafter be taught in the several schools in Cambridge aforesaid, commonly called The Charity Schools, lately set up chiefly by the care of the pious and learned Mr. Whiston, the first payment to be made on such of the Quarter-days abovementioned, as shall next happen after my death: the said payment, and all the subsequent payments to be made to the person, who, for the time being, collects the subscriptions to the said Schools, and the said £30 a-year to be applied in the same manner as the money collected from the said subscriptions is and shall be applied. And from and after the decease of the said Anne Daye, and as to what is before given to my Aunt Reeves, in case she survives my said Aunt Daye, in such case as to that after the decease also of my said Aunt Reeves, then I give, devise, and bequeath all my Manors, Messuages, Lands, Tenements, and Hereditaments in Landbeche

aforesaid, and also my two houses in King's College Lane, to Dr. Roderick, Provost of King's College; Dr. Bentley, Master of Trinity College; Dr. James, Master of Queens' College; Dr. Covell, Master of Christ's College; and Sir John Ellis, Master of Gonville and Caius College in Cambridge; and their Heirs and Assigns for ever; nevertheless upon such special trust and confidence in them reposed, as shall be hereinafter declared concerning the same. Item, I give and bequeath unto the said four Doctors and Sir John Ellis the sum of £3,000, to be paid them by my Executrix, within six months after my death, in ready-money, or by assignment to them of any of my Mortgages, Tallies, or Orders or in any other manner as to them shall seem good and effectual payment; upon such special trust and confidence nevertheless reposed in them as shall be hereinafter declared concerning the same: That is to say, as for and concerning the said £3,000, upon this special trust and confidence, That the said four Doctors and Sir John Ellis, or the survivors of them, or the Executors or Administrators of the survivor of them, out of the Interest Money and Improvement made thereof, shall, in the first place, pay or cause to be paid unto my said Aunt Anne Daye every year during her natural life the sum of £150 at two payments in the year, that is to say, on the Feast of the Annunciation of the Blessed Virgin Mary, and on the Feast of St. Michael the Archangel, by equal portions, the first payment thereof to be made on such of the said Feasts as shall next happen after I have been dead a full year: and from and after the decease of my said Aunt Daye, then, as well concerning my real Estate in Landbeche and King's College Lane, and also my personal Estate, which I have devised to the four Doctors and Sir John Ellis, and the Trusts thereof, I do hereby declare and appoint, That they, or the survivors of them, or the Executors or Administrators of the survivor of them, so long as the said Charity Schools shall endure and be kept up in any reputation, shall, in the first place, constantly pay the said sum of £30 a-year to their use, in such manner as my said Aunt Anne Daye is herein before appointed to pay the same; and also all the Annuities herein before by me given that shall remain due and payable after the death of my said Aunt Anne Daye, except those that I have obliged my said Aunt to give bond for. In

the next place I appoint and desire that the annual income both of my said Lands and Money and the Improvement thereof be managed to the best advantage till the sum of £1,500 be raised therefrom, with which I desire that with all convenient speed after the same is so raised Galleries be built in Great St. Mary's Church in Cambridge, for the use of the Bachelors of Arts and Under-graduates in the University, that they may the more decently and conveniently hear the Sermon. And when these Galleries are finished, I appoint and desire, as soon as another £1,500 can be raised out of the annual income of my said Lands and Money and the Improvements thereof, that it may be applied to the making a Calcey or Causeway from Emmanuel College to Hogmagog, *alias* Gogmagog Hills; and I desire, if there be occasion, that an Act of Parliament may be procured for the making and securing that Road; and when it is finished, I desire that £40 a-year be laid aside for the maintenance and repairs of that and the said Galleries in St. Mary's Church, and expended from time to time as there shall be occasion, in such proportions to each as the Trustees or major part of them shall think fit; and as soon as the said Galleries are finished, I further appoint and desire that there be allowed annual Pensions of £100 a-year each to two young Bachelors of Arts, who shall be sent into foreign countries soon after they have taken that Degree, and shall continue there for the space of three years, but be obliged to take different roads, as they shall be appointed by the said Trustees, or the major part of them. They shall each of them likewise be obliged to write once in a month a letter in Latin to the Vice-Chancellor of the said University, who shall communicate them to the Regent-House, and leave them fairly written to be lodged in the Public Library among the MSS. there. In those letters they shall give an account to the University of the religion, learning, laws, politics, customs, manners, and rarities, natural and artificial, which they shall find worth observing in the countries through which they pass. They shall be chosen out of two different Colleges: they shall begin with King's and Trinity, each of which shall present two young Gentlemen to the Congregation, which shall choose one out of each of the two Colleges. The rest of the Colleges shall take it by turns to present in the same manner in the order

as they do for the choice of Proctors, as often as there shall be occasion to supply the place of them, or either of them, by reason of death or return into their own country: And my Will is, that these Pensions shall be continued but for the space of three years. The Master in every College shall present, and at the presentation of them shall be obliged to take the following Oath, which shall be read to him by the Senior Proctor in the Regent-House, before the University, at a Congregation:—

Dabis fidem Almae Matri Academiae, quod tu probe noveris religionem, mores, et doctrinam juvenum, quos modo praesentasti, et eos sane dignos existimas, quos foras emittat Alma Mater; Sic te Deus adjuvet.

The residue and overplus of what I have given to the said four Doctors and Sir John Ellis, after these things are performed and all reasonable expenses have been allowed for the management of all matters relating to this my Will, I desire may be applied to the use of the University Library. And my further Will and desire is, that when any two or more of the Trustees shall be dead, then the surviving Trustees shall assign and convey all the said Lands and Moneys remaining in them by virtue of this my Will to some person or persons, and their heirs, to the use of them the surviving Trustees and of some other fit persons such as they shall choose or name to be Trustees with them to make up the number of five, and of their heirs for ever, upon trust for the further performance of this my last Will and Testament. And then my Will is, that the old and new Trustees, and the survivors of them, shall to all intents and purposes have the same power and authority and be in the place of my said Trustees, Dr. Roderick, Dr. Bentley, Dr. James, Dr. Covell, and Sir John Ellis, as if they were all living: and that from time to time, as often as there shall be occasion, the surviving Trustees, two or more of their number being dead, shall take the like course as aforesaid to make up the said number with other fit persons, who shall successively for ever have the same power and authority to perform this my Will. Lastly, I give all the Money in the purses for the poor to make up what is lost from St. Mary's Parish in my Grandfather Daye's gift. All the rest and residue

of my Goods, Chattels, and personal Estate whatsoever herein before not disposed of, my debts, legacies, and funeral charges being first paid, I give and bequeath to my said Aunt Anne Daye, to her own proper use; and I make her the full and sole Executrix of this my last Will and Testament; hereby revoking all former Wills and Testaments by me at any time heretofore made, publishing and declaring this to be my last Will and Testament. In witness whereof, I have to this my Will, consisting of five sheets of paper, set my hand to every sheet, and my hand and seal to the last sheet thereof, the one and twentieth day of June, in the eighth year of the reign of our Sovereign Lady Anne, by the Grace of God of Great Britain, France, and Ireland Queen, Defender of the Faith, &c., and in the year of our Lord God 1709.

WILLIAM WORTS.

Signed, sealed, published, and declared by the within-named WILLIAM WORTS to be his last Will and Testament in the presence of us who all subscribed our names as Witnesses thereto in his presence.

EDMOND MILLER.
JOHN HAMPSON, Senr.
RIC. SAVAGE, *Servant to Mr. Miller.*

XI. The Botanic Garden.

1. *Dr. Walker's Foundation.*

By Indentures of lease and of re-lease and assignment, dated respectively August 24 and August 25, 1762, the Rev. Richard Walker, D.D., Vice-Master of Trinity College, conveyed certain Freehold Messuages, Garden-grounds and hereditaments in the parish of St Edward to the Chancellor, Masters and Scholars of the University in trust that they should employ and make use of, or permit to be employed and made use of, such parts of the said premises, as should be thought necessary, as a house for the purpose thereinafter-mentioned, and as a public Botanic Garden for the use and benefit of the said University, under the direction and government of such persons, and subject to such statutes, orders and regulations as thereinafter-mentioned and referred to; and as to the residue of the said messuages or tenements, hereditaments and premises thereby granted and released, in trust that the said Chancellor, Masters and Scholars should let or sell the same, or any parts or part thereof, for the best rent or price that could be procured, and apply the money to arise therefrom for the uses of the said Garden, and particularly for obtaining from the Corporation of Cambridge the like grant of about an acre of ground, which lay within the said intended Garden (which was then held by lease from the said Corporation and thereinafter assigned to the said Chancellor, Masters and Scholars, upon the like trusts and for the like purposes as thereinbefore are mentioned), as the said Corporation had then lately granted of the Shire-house in the Market-place of the town of Cambridge.

For the better conducting the said public Botanic Garden, Dr. Walker appoints and constitutes the Chancellor, or, in his absence, the Vice-Chancellor of the said University, the Master of Trinity College, the Provost of King's College, the Master of St John's College, and the Professor of Physic in the said University, for the time being, perpetual Governors and Visitors

of the public Botanic Garden to regulate, conduct and govern the same: and after reciting that the design of the said Garden would necessarily require two officers to be appointed, viz. a Reader on Botany and a Curator or Superintendent of the Garden, and the Reader must be such proficient in Botany and so qualified as to be capable to read Lectures on the same in Latin or English, he constitutes and appoints Thomas Martin the first Reader to the said public Botanic Garden; and stating that the Curator must be a person well skilled in the systems of Botany and one fit to be entrusted with the management of the said Garden, he also constitutes and appoints Charles Miller the first Curator of the said Garden, the said officers to continue in the above-mentioned offices during the pleasure of him the said Richard Walker and the said Governors and Visitors or the major part of them; and in case of a vacancy in either of the said offices by death or otherwise, he reserves the power of appointing such new qualified officer or officers in his or their stead to himself, with the approbation of the said Governors and Visitors or the major part of them; and he grants, constitutes and ordains, that the said Governors and Visitors thereby before appointed, or the major part of them, for the time being, should have full power and authority, from time to time, after his decease, to elect and nominate such Reader on Botany and such Curator or Superintendent of the said Botanic Garden, and to appoint the persons so respectively elected to such offices by instrument or instruments under their hands and seals, or the hands and seals of the major part of them. Dr. Walker further reserves to himself, together with the approbation of the Governors and Visitors, or the major part of them, full power and authority during his lifetime, by any instrument or instruments in writing under his and their hands and seals, from time to time, to make such statutes, rules and orders for the better regulating, ordering and governing of the said Botanic Garden and the officers and servants employed or to be employed therein, and the houses and buildings thereunto belonging, and also for carrying on and performing the Lectures on Botany therein before appointed, and for conducting and managing all other matters and things relating to the premises, or any of them, as to him with such said approbation should seem meet, and in like

manner to repeal, alter or change the same, or any part thereof, during his life: And he further grants and ordains, that after his decease it should be lawful to and for the said Governors and Visitors, or the major part of them, and they, or the major part of them, should have full power and authority, by any instrument or instruments in writing, under their hands and seals, from time to time, to amend, alter or repeal any of the statutes, rules and orders which should have been made by him in his lifetime, or any part thereof, and from time to time in like manner to make such new statutes, rules and orders for any of the purposes aforesaid as to them should seem meet, and to repeal, alter and change the same from time to time as the said Governors and Visitors, or the major part of them, should judge most expedient.

Proposed Statutes and Regulations for the Botanic Garden as corrected by LORD HARDWICK, *in his own handwriting.*

WHEREAS I Richard Walker, Doctor in Divinity and Vice-Master of Trinity College in the University of Cambridge, by Indentures of lease and release bearing date respectively the 24th and 25th days of August in the year of our Lord 1762, have granted and conveyed to the Chancellor, Masters and Scholars of the said University and their successors, certain Messuages and several acres of Ground in the Parish of Saint Edward in Cambridge for a Public Botanic Garden in the said University, and have by the said Indenture of release appointed the Rev^{d}. M^{r}. Thomas Martin to be the first Reader to the said Public Botanic Garden, and Mr. Charles Miller to be the first Curator thereof, both whom I know to be well qualified for the said offices; and have constituted and appointed the Chancellor of the said University, or in his absence the Vice-Chancellor of the said University, the Master of Trinity College, the Provost of King's College, the Master of Saint John's College and the Professor of Physic in the said University for the time being, perpetual Governors and Visitors of the said Public Botanic Garden, merely reserving to myself during my life the power of making Statutes, Rules and Orders under my hand and

seal, with the approbation of the said Governors and Visitors or the major part of them testified by their signing and sealing the same, for the better regulating, ordering and governing of the said Botanic Garden, and of the officers and servants employed or to be employed therein, and the Houses and Buildings thereunto belonging, and also for carrying on and performing the Lectures on Botany thereby appointed, and for conducting and managing all other matters and things relating to the premises or any of them, and in like manner from time to time to repeal, alter or change the same or any part thereof, as by the said Indenture of release may more fully appear: Now in pursuance of the said power to me reserved as aforesaid and of all other powers in me reposed, I the said Richard Walker have thought proper, with the approbation of the said Governors and Visitors testified as aforesaid to establish the following Statutes, Rules and Orders for the purposes above mentioned, and do by these presents under my hand and seal, make, ordain and establish the same accordingly, viz. 1st, That a room be fitted up in the said capital Messuage for the Governors and Visitors to meet in from time to time to view and examine the several works that shall be going on, and to direct and manage the same in order to have as complete a Collection of Plants as may be, and to have proper reception for them as they come in, and to examine from time to time, and to adjust the Accounts of the expences of the said Garden, and to do all such other acts and make such orders as shall from time to time be necessary towards the regulation and good government of the said Garden, and of the Officers and Servants who are to superintend the same, and that a true abstract of my Donation of the said Botanic Garden be fairly transcribed on Parchment and put into a frame and hung up in the said room, and also one other with the names of the several Benefactors thereto, with the sums by them respectively given, be fairly transcribed and hung up in the said room, and a Copy of the Statutes, Rules and Orders; and that a proper box be provided and kept locked in the said room for the original Deeds of Donation, the Statutes, Rules and Orders, and all other writings relating to the said Botanic Garden to be kept in, and that there be . . . . . keys thereof, one of such keys to be kept by . . . . . , another by . . . . . &c.

2d, That as soon as the Green-house shall be finished, and a stove or stoves erected for tender Plants, and the Garden finished for the reception of the more hardy sorts, trials and experiments shall be regularly made and repeated of the virtues of Plants in order to discover their salutary properties and uses for the benefit of mankind, and particularly upon those Plants which are reputed poisonous, since all these have great powers of altering animal bodies; and if experience had fully taught us the manner of using them and the quantities proper to be used and all the necessary cautions to be observed, it is highly probable that they might be turned into the most active and valuable medicines; and it is further ordained that an Account of the Experiments made on those Plants reputed poisonous should be annually sent to the Royal Society and to the College of Physicians in London.

3d, That the room on the ground-floor of the principal Messuage, with an apartment at the end of it, be appropriated for the reading of Lectures on Botany, and for the use of the Reader; that the unfinished room above-stairs be set apart for the reception of Books on Botany and other Sciences relating thereto; and also of a *Hortus Siccus* or Collection of dried Plants; and the tapestry room above-stairs be for the use of the Governors when they meet there, and that the plaister building below be in part pulled down, and fitted up to make a suitable apartment and bed-chamber for the Curator to reside in.

4th, That every Reader for the time being shall be such a proficient in Botany and so well qualified in learning as to be able to read Lectures on the same in Latin or English, and shall read such Lectures during the months of April, May, June and July as often in each week, and at such times of the day as will least interfere with other public business of the said University, and as shall be appointed by the said Governors and Visitors or the major part of them, and that every such Reader shall also be able to make proper experiments to find out and ascertain the qualities of Plants; and it is hoped and desired that the Professor of Physic for the time being and others of the University will give their assistance therein for the public benefit.

5th, That every Curator of the said Botanic Garden for the time being be a person well skilled in the systems of Botany and

fit to be intrusted with the care of the Garden; and as so much depends on his skill, care and diligence, it is thought fit that such Curator should for his encouragement have a salary of one hundred pounds a year, and it is humbly recommended to the University for their concurrence in providing such an allowance.

6th, That no person shall be allowed to walk in the said Garden on Sundays, nor on any other days unless attended by the Curator or one of his servants, except Masters of Arts and persons of superior Degrees at seasonable times of the day; and that no person whatever be permitted to gather or take away any Plants, Flowers, Seeds or specimens of Plants, but by permission of the Curator.

7th, That on the days when Lectures shall be read by the said Reader, the Students who attend those Lectures may be permitted to view the Plants growing in the said Garden for the space of an hour after the Lectures are over, under the inspection of the Reader or Curator or one of their servants, who are to be careful that no irregularities be committed; for the better prevention whereof all persons being once guilty of such irregularities shall be excluded the Garden until they have made a proper submission and given such assurances as shall be judged sufficient not to misbehave for the future.

Dr. Walker's Will.

In the Name of God. Amen. I Richard Walker, Vice-Master of Trinity College in Cambridge, of perfect mind and memory, do make this my last Will and Testament in manner and form following:—First and above all, I recommend my soul to the mercy of God my Maker, hoping forgiveness and a joyful resurrection through Christ my Redeemer, desiring my body to be decently buried at the discretion of my Executors hereafter mentioned: Imprimis, I give, devise and bequeath to the Master, Fellows and Scholars of Trinity College in Cambridge, and their successors for ever, all that my quit-rent of ten pounds and two-pence, or some such sum, per annum, issuing out of the college manor at Wheston in the County of Leicester, sometime the Estate of Thomas Allen, Clerk, now purchased by me at the price of two hundred and sixty-five pounds, for a perpetual annuity to be

given by the Master, Vice-Master and Senior Dean of the said college for the time being, or by any two of them, to one or more poor scholars of the said college, as shall appear to them best deserving for their regular behaviour and proficiency in their studies, when they offer in the college for their Grace to proceed Bachelors of Arts: In trust these electors shall dispose of the said annuities in money or books as they shall judge best for encouraging other Scholars in these qualifications, which purchase cost me two hundred and sixty-five pounds, (see purchase-deed): Item, I give, devise and bequeath to the Chancellor, Masters and Scholars of the University of Cambridge, and their successors, for ever, all that my freehold mansion, house, garden and tenements in Free School Lane, in the Parish of Saint Edward's, in Cambridge: Also, to them and their successors, all that leasehold tenement and garden in Slaughter-house Lane, in the Parish of Saint Edward's, together with the garden-ground over against Hog-hill, formerly called Tainter's Yard, in the Parish of Saint Bene't, as held of the Corporation of Cambridge for the remainder of a lease of forty years, running from Michaelmas seventeen hundred and fifty-seven, during my right and title therein, (about that time purchased by me of Richard Whish, Vintner, at Cambridge,) for and towards a public Botanic Garden for the use of the said University, subject to such regulations and rules as are mentioned in my Donation thereof, approved by the Right Honourable Lord Hardwick, Lord High Steward of the said University, now in the hands of the Vice-Chancellor, and more particularly mentioned in my account of the Garden, printed in the year 1763:

Item, I give, devise, and bequeath, to the Master, Fellows and Scholars of Trinity College above-mentioned, and to their successors for ever, all my free and copyhold estates at Swasey, in the County of Cambridge, as now let by me to John Anderson of Swasey, at the yearly rent of one hundred and twenty-three pounds, (which has cost me in purchase and repairs since above three thousand pounds,) for and towards any public use or uses that the Master and senior Bursar shall think proper for the said College, but not for any private purpose whatsoever that any selfish Fellow may crave or importune for, recommending frugality in order to support our laudable improved dividend:

But I cannot help charging this my estate at Swasey with the two following annuities, namely, to my nephew Ralfe Gale, now or late Supervisor of Excise at Penwith in Cumberland, twenty pounds in the year during his natural life, and also to my niece Anne, sister to the said Ralfe, now wife as I am told of ——— Cook, during her natural life, twenty pounds in the year, nature more than their deserts to me require this, those two annuities to be paid to receipts of their own handwriting:—verte

natural relation more than their disregard to me in marrying themselves, as their relation to me requires me, not their utter disregard of my advice in marrying themselves, not only without but contrary thereto.

I also subject my whole personal estate to the payment of the following legacies, namely, to my generous patrons and best friends, William Greaves, Esquire, of Fulborn, and Dorothy Beaupre Greaves, his wife, two hundred pounds for and towards any improvements they shall choose to make at their estate at Beaupre Hall, in Norfolk, in memory of the most agreeable entertainment I formerly had at that place from my good friend Beaupre Bell, Esquire, father of the said Mrs. Greaves: I also give to my good friend Mr Stephen Whisson, now our worthy Bursar at Trinity College, twenty pounds and my Graham's watch: I also give to Mr Thomas Hardhy, of Upwell, ten pounds, hoping he will continue to give a true and particular account of the annual amount of tithes at Upwell, with the necessary outgoings and arrears thereof, and continue collecting the same as he has hitherto done for me, and to deliver such accounts to my Executors at the time of my death: I also give to my man-servant, William Read, ten pounds in the year, for three years from the day of my death, if he lives so long: I also give to my bedmaker, Elizabeth Randale, all my wearing apparel and linen at the time of my death, and a legacy of twenty pounds, for her great care of me in my old age: Lastly, I do make, constitute, and appoint William Greaves and Stephen Whisson, both abovementioned, Executors of this my last Will, desiring them to take the first opportunity to examine my books and papers of accounts, and to call in all my rents, debts, and dues coming to me, and after deducting and paying all just demands that I may owe to others, I make the above Trinity College my residuary Legatees

to this my last Will; I hope that will amount to a considerable sum, which I give to be disposed of as the Master and senior Bursar shall think fit for the College.

RICHARD WALKER.

Signed, sealed, published, and declared, by the said Testator, Richard Walker, as and for his last Will and Testament, in the presence of us who, at his request, in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses, this fourteenth of January, one thousand seven hundred and sixty-four.

CHARLES CLAYDON,
SAVIL JACKSON,
WILLIAM ABBEY.

June 25th, 1765.

Appeared personally, The Reverend John Waterhouse, of Bow Lane, in the Parish of Saint Mary, Aldermary, London, Clerk, and the Reverend Thomas Higgins, of Paternoster Row, in the Parish of Saint Gregory, London, Clerk, and being severally sworn on the Holy Evangelists to depose the truth, made oath as follows:—That they well knew and were acquainted with the Reverend Richard Walker, Doctor in Divinity, late Vice-Master of Trinity College, in Cambridge, deceased, for upwards of six years before his death, which happened, as they these deponents have been informed and believe, in the month of December last; that such their knowledge of and acquaintance with the said deceased arose by these deponents being Students in Trinity College aforesaid, of which the said deceased was Vice-Master as aforesaid, and these deponents, each speaking for himself, swear and depose that they are well acquainted with the said deceased's manner and character of writing and subscribing his name, having often seen the said deceased write and subscribe his name, and that having now, with care and attention, viewed and perused the annexed paper-writing purporting to be and contain the last Will and Testament of the said deceased, bearing date in the attestation on the execution thereof, the fourteenth day of January, one thousand seven hundred and sixty-four, and having the following interlineations, notes, or memorandums in the said Will, to wit, an interlineation of the words "at price 265

pounds," between the eleventh and twelfth lines of the first side of the said Will, reckoning from the top thereof; also the words "and more particularly mentioned in my account of the Garden printed in the year 1763," after the word "Chancellor" on the thirty-first line of the first side of the said Will, reckoning as before, also the word "Bursar" interlined between the thirty-sixth and thirty-seventh lines of the said first side of the said Will, reckoning as before; also the words "not content with his improved dividend," wrote in the margin opposite to the last clause in the said first side of the said Will; also the words "natural relation more than their disregard to me in marrying themselves," and the words, "as their relation to me requires me, not their utter disregard of my advice in marrying themselves, not only without but contrary thereto," wrote at the bottom of the said first side of the said Will; also the words "receipts of," interlined over the last line of the said first side of the said Will; also the words "my Graham's watch," wrote on and towards the end of the ninth line of the second side of the said Will, reckoning from the top thereof; also the word "just," wrote over the obliterated word "such," between the twenty-third and twenty-fourth lines of the said second side of the said Will, reckoning as before; and also the words, "I hope that will amount to a considerable sum, which I give to be disposed of as the Master and senior Bursar shall think fit for the College," wrote at the end of the said Will, under the last clause thereof, and over the attestation on the execution of the said Will, and the deceased's subscription thereto, they these deponents do in their consciences verily believe the said several before-recited interlineations, notes, or memorandums, in the said Will, to be all totally wrote by and to be of the proper handwriting of him, the said Richard Walker, deceased.

JOHN WATERHOUSE,
THOMAS HIGGINS.

The day aforesaid the said Reverend John Waterhouse, Clerk, and the Reverend Thomas Higgins, Clerk, were sworn to the truth of the before-written affidavit before me, and Coltee Ducarel, Surrogate, present.

G. GOSTLING, N. P.

Extracted by George Gostling,
Proctor at Doctors' Commons.

Dr. Walker's Bond to the Chancellor, Masters and Scholars.

Know all men by these presents, that I Richard Walker, Doctor in Divinity and Vice-Master of Trinity College in the University of Cambridge, am held and firmly bound unto the Chancellor, Masters and Scholars of the said University in the sum of £3000 of good and lawful money of Great Britain, to be paid to the said Chancellor, Masters and Scholars, their certain attornies, successors or assignees, for which payment well and faithfully to be made I bind myself, my heirs, executors and administrators, in and for the whole firmly by these presents, sealed with my seal, dated the 18th day of February, in the year of our Lord 1764.

WHEREAS the above-bounden Richard Walker hath by Indentures of lease and release, bearing date respectively the 24th and 25th days of August, 1762, conveyed, settled and assured unto the Chancellor, Masters and Scholars of the said University and their successors, a certain capital messuage or tenement, garden-ground and other freehold and leasehold premises in Cambridge aforesaid in trust, to be employed and made use of as a public Botanic Garden for the use and benefit of the said University, under the direction and government of such persons, and for such purposes, and subject to such statutes, orders and regulations as the said Richard Walker has already, or the governors therein appointed shall hereafter make by the said Indentures of lease and release, reference being thereunto had, may more fully appear. And whereas the said Chancellor, Masters and Scholars, at the special instance and request of the said Richard Walker, did by Grace passed in Congregation on the 11th day of February instant agree that their several vintners thereinafter to be elected should pay to the University Chest the yearly sum of sixty pounds, and that twenty pounds part of the said sixty pounds should be applied to the use of the Botanic Garden, in consideration of which the said Richard Walker did and doth hereby agree, either by deed or deeds in his life, or by his last Will and Testament, well and sufficiently to settle and assure unto the said Chancellor, Masters and Scholars, and their successors for ever, one annuity or clear

yearly sum of fifty pounds, free of all taxes and deductions whatsoever, to be charged upon and issuing out of a sufficient part of the freehold real estates of the said Richard Walker, in trust, for the further improvements of the said Botanic Garden, under and subject to the restrictions set forth in the said Indenture of release, and so long only as the said premises shall be kept up as a public Botanic Garden according to the said Richard Walker's intention.

Now the condition of this obligation is such, that if the above-bounden Richard Walker do and shall by any deed or deeds in his life-time, or by his last Will and Testament, or otherwise, well and sufficiently settle and assure unto the said Chancellor, Masters and Scholars, and their successors for ever, one annuity or clear yearly sum of fifty pounds, free of all taxes and deductions whatsoever, to be charged and issuing out of a sufficient part of the freehold real estates of the said Richard Walker, in trust for the further improvement of the said Botanic Garden, under and subject to the restrictions set forth in the said recited Indenture of release, then this obligation to be void and of no effect, otherwise to be and remain in full force and virtue.

RICHARD WALKER.

Sealed and delivered (being first duly stamped) in the presence of

WM. MOTT, Notary Pub.
J. APPLEYARD.

2. *Lord Maynard's Legacy.*

Charles Lord Viscount Maynard left by Will, dated Feb. 13, 1775, five hundred pounds to Thomas Maynard, Esq. (afterwards Sir Thomas Heselrige, Bart.), the Rev. Henry Hubbard and the Rev. John (afterwards Archdeacon) Law in trust, for erecting or beautifying any new building in the University of Cambridge, or for the use of the Botanic Garden.

The money was invested in the purchase of stock, 3 per cent. reduced Bank Annuities; and the interest, as it became due, was laid out in the purchase of other like stock, and added to the principal till Nov. 19, 1788, when the stock was sold and the

produce, amounting to £745. 18*s.* 4*d.*, was paid to the then Vice-Chancellor, Dr. Barnes, towards an intended new building opposite the Senate-House. It being found that this building was not likely to be erected so soon as was expected, the money was paid back to the trustees, and again invested by them in 3 per cent. stock reduced Bank Annuities.

A Grace was passed by the Senate, Feb. 11, 1807, for applying the interest to the use of the Botanic Garden; and the stock, amounting to £1,990. 9*s.* 6*d.*, was thereupon transferred into the names of the Chancellor, Masters and Scholars. By a subsequent purchase of stock the amount has been increased to £2,000.

3. *Benefaction of Mr. Betham.*

The Indenture, made May 2, 1783, between the Rev. Edward Betham, Fellow of Eton College and Rector of Great Greenford, Middlesex, of the one part, and the Chancellor, Masters and Scholars of the University of the other part, recites that the said Edward Betham had transferred into the names of the said Chancellor, Masters and Scholars the sum of £2,000. 3 per cent. reduced Bank Annuities, with a view to the better support and maintenance of the Botanic Garden in the University.

It is then declared and agreed that the Chancellor, Masters and Scholars may, at any time, sell and dispose of the said Bank Annuities and lay out the money arising therefrom in the purchase of lands or tenements of good title, and free from incumbrances; and that they shall then pay the clear yearly rents and profits of such lands and tenements unto the Governors or Visitors of the Botanic Garden for the time being, to be by them specially and particularly applied towards defraying the expense of labourers to be employed in the said Botanic Garden, and not for the erecting, building and making of stoves, hothouses and greenhouses, or anything belonging or appertaining thereunto, or for paying stipends or salaries to any Reader on Botany, or to any Curator or Superintendent of the said Botanic Garden, or other officer employed therein or belonging thereto, or to or for any other use or purpose whatsoever. In the meantime, and until such purchase shall be made, the Chancellor, Masters and

Scholars are to pay the clear yearly dividends of the same Bank Annuities unto the said Governors and Visitors of the Botanic Garden, to be applied by them as before-mentioned.

4. *Purchase of the New Botanic Garden.*

In the year 1831, or thereabout, the site of the New Botanic Garden was conveyed to the Chancellor, Masters and Scholars of the University under the authority of a private Act of Parliament, 1 Will. IV. c. 5, in consideration of the sum of £2,210. 8*s.*, and of a piece of land of about seven acres in extent given by way of exchange, UPON TRUST for the Governors and Visitors of the Botanic Garden for the time being, to the intent that the said Governors and Visitors should appropriate and set apart the whole, or such part or parts thereof as they should think eligible and expedient, as a public Botanic Garden for the use and benefit of the University, in lieu and substitution of the Old Botanic Garden, with ground sufficient for the sites of all such houses, buildings, conservatories, hot-houses, green-houses, and other erections, buildings, conveniences, and apparatus as should be proper or necessary; and should lay out such Garden upon such plan, order or design as the said Governors and Visitors for the time being should think most advisable and best adapted for the objects and purposes of a public Botanic Garden, and for most effectually promoting the study of Botany in the University; and should employ and make use of, or permit to be employed and made use of, the said site, or such part or parts thereof as should be appropriated as aforesaid, for a public Botanic Garden for the use and benefit of the University in lieu and substitution of the Old Botanic Garden.

The Act declares the New Botanic Garden to be under the direction, government, management and superintendence of the same persons, and subject to the same orders and regulations, and with all such powers and provisions for the maintenance, support and conduct thereof, as the Old Garden.

The Act empowers the Chancellor, Masters and Scholars to purchase any parcels of land contiguous to the New Botanic Garden, which should be deemed necessary or eligible to be added thereto, or for making any roads or approaches to the said Garden.

The Act further empowers the Chancellor, Masters and Scholars to sell and dispose of the site of the Old Botanic Garden, or of any part or parts thereof, in such parcels and at such prices, and either by public auction or private contract, as the Chancellor, Masters and Scholars should think fit; and until such sale or sales to lease the whole or any part or parts of the site; and it directs that all sums of money which should arise from such sales, and all monies and rents which should be received under leases granted of the whole or any part of the site should be applied by the Chancellor, Masters and Scholars, in the first place, towards payment of the expences of obtaining the said Act and carrying the same into execution, and towards the payment or re-payment to themselves of the said sum of £2210. 8*s.*, and also the purchase-money for any lands, tenements or hereditaments which should be purchased by them under the powers of the said Act; and that the residue of the said monies should be paid to the Governors and Visitors of the Botanic Garden for the time being, to be by them laid out in and towards the making, forming and completing the New Garden, and the erection of all necessary houses, conservatories, hot-houses, greenhouses, and other buildings for the same, and in maintaining, supporting, managing, conducting and keeping up the New Garden and the buildings thereof, and generally for the uses and purposes of the Garden, in such manner as the Governors and Visitors for the time being should judge expedient.

5. *Appropriation to the University of the Site of the Old Botanic Garden.*

A Syndicate having been appointed by Grace, Feb. 2, 1853, to consider whether any and what steps should be taken for appropriating to the University the site of the Old Botanic Garden, and to confer with the Governors of the Botanic Garden thereon; and the Governors having expressed their willingness to give up to the University their rights in the site of the Old Botanic Garden on receiving for the use of the New Botanic Garden the sum of £3,448. 4*s.* 4*d.* (the difference between the value of the site and the sum already expended by the Chancellor, Masters and Scholars on account of the purchase of the New

Botanic Garden and its approaches) a Grace was passed March 11, 1853, to confirm the said agreement with the Governors, and to authorise the Syndicate to take such steps as they might deem necessary to carry it into effect.

Upon application to the Court of Chancery an order was made by the Court on July 29, 1853, directing that the arrangement entered into by the University with the Governors should be carried into effect; and for that purpose it was ordered that the Chancellor, Masters and Scholars do pay the Governors the sum of £3,448. 4*s*. 4*d*. and all their costs, charges and expences of and relating to the said arrangement, and of and relating to the application to the Court; and thereupon it was further ordered that the land and premises constituting the site of the Old Botanic Garden be and continue vested in the Chancellor, Masters and Scholars released and absolutely discharged of and from the trusts created with respect thereto.

XII. Foundations of the Rev. John Hulse.

1. *The following is the Will, with Extracts from four of the Codicils, which include all the Testator's directions relative to the University.*

In the Name of God. Amen! I John Hulse, of Elworth, in the county and diocese of Chester, Clerk, and once a Member of the College of Saint John the Evangelist in Cambridge, though at this time in a very infirm state of health, and for many years past afflicted with the stone and the most acute and extreme pain, yet of sound mind, memory and understanding, (praised be the great and gracious Author of my being for the same and for all his other undeserved mercies) on a due consideration of the certainty of death and the uncertain time thereof, do make and publish this my last Will and Testament in manner and form following:

And first, I desire with the deepest reverence and submission to resign my soul into the hands of Almighty God, the greatest and the best of beings, whenever his all-wise Providence shall call for it, humbly relying (through the gracious influence of his Holy Spirit) on the merits, mediation and satisfaction of his blessed Son Jesus Christ, our only Saviour and Redeemer, for the forgiveness of my sins and a glorious immortality, and my body I commend to the grave to be interred in such manner as I shall by a note under my hand in writing direct, and for want thereof in a decent but private manner, at the discretion of my Executors. And as to such worldly estate as it hath pleased the Divine goodness so graciously of late years to bless me with, I do order and dispose of the same in the following manner, and it is my Will and meaning that the same shall be settled in due form of law, and shall go and be applied to the following intents and purposes, and to no other end or purpose whatsoever. I give and devise all that my Close, Field or parcel of Land, lying and being in Newton, near Middlewich, in the said county of Chester, commonly called or known by the name of Ashfield, and containing by estimation very near six statute acres (which said Field is

Estate in Newton.

now in lease to my nephew, Mr. Ralph Leeke of Middlewich aforesaid, and also all that my Messuage, Cottage or Tenement in Newton aforesaid in lease to John Wagg, and lately divided into five small dwellings, and now in the holding or occupation of the said John Wagg, his undertenants or assigns; And also all that my Messuage, Cottage and Tenement, with the Garden thereto belonging in Newton aforesaid, late in the holding or occupation of John Bentily, his undertenants or assigns, now divided into three dwellings, and leased to John Griffiths for three lives, and in the occupation of him, his undertenants or assigns, together with a newly erected Messuage or Cottage thereto lately added by the said John Griffiths, containing twelve feet in length, and eleven feet in breadth: And also all that barn in Newton aforesaid, adjoining to the last-mentioned Messuage or Tenement, and now in the holding of the said Ralph Leeke; And also all that my other Messuage, Cottage and Tenement in Newton aforesaid, consisting of two dwellings with the Garden thereto belonging, all now in the holding or occupation of John Corke, his undertenants or assigns; And also all that my other Messuage and Tenement, now in three dwellings, with the garden thereto belonging, in Newton aforesaid, two of which dwellings are in lease for three lives to the before-mentioned John Griffiths, and now or lately in the occupation of John Johnson and George Wainwright, and the third such dwelling is in lease to Joseph Tomkinson, and in the occupation of Richard Whishaw; And also all that my other Messuage, Cottage and Tenement, with the Garden thereto belonging, in Newton aforesaid, at this time in two dwellings in the holding or occupation of John Yarwood and James Lea, and in lease to John Griffiths before mentioned; And also all that my other Messuage Cottage and Tenement, with the Garden thereto belonging, in Newton aforesaid, now or lately in the holding or occupation of John Egerton, and in lease for one life to Peter Yoxal; And also all that my other Messuage, Cottage and Tenement, consisting of two Dwellings with the Garden thereto belonging, in Newton aforesaid, now in lease to William Shufflebotham; And also all that my Messuage or Dwelling-house and Tenement, with the Garden and Outbuildings and Appurtenances thereto belonging, situate, lying and being in Middlewich aforesaid, in a certain

Newton.

Estate in Middlewich.

street there called Wheelock Street, now in the holding or occupation of Richard Reeves, his undertenants or assigns, lately held by Charles Sherratt, and then known by the sign of the "Black Lion," (subject nevertheless as to the last-mentioned Messuage with the Appurtenances to a conditional power of sale thereof hereinafter vested in my Trustees); And also all that my Garden or Plot of Land in Middlewich aforesaid, adjoining to the court-yard of a house there, formerly known by the name of the "Black Swan," now the inheritance of David Holt; And also all that my moiety of the Passage or Gannel and Way leading from the street up to the said garden, which garden and moiety of passage are now rented by the said David Holt; And all other my Messuages, Tenements, Lands and Hereditaments whatsoever, situate, lying and being in Newton and Middlewich aforesaid, or either of them, to my said Nephew Ralph Leeke, and my good friends Mr. Thomas Vawdrey of Crannage in the County of Chester, and the Rev. Mr. John Smith of Nantwich in the same County, Clerk, for the term of ninety-nine years, if my brothers Hugh Hulse, Thomas Hulse, William Hulse, Robert Hulse and Randle Hulse, and my sisters Jane Jenkins and Ann Tompson, and the said Ralph Leeke or any of them, shall so long live; in trust nevertheless to permit and suffer the said Hugh Hulse to receive and take the rents and profits of the said Premises during so long of the said term, determinable as aforesaid, as he shall happen to live, and from and after his decease, in trust, to permit and suffer the said Thomas Hulse to receive and take the rents and profits of the Premises during so long of the said term, determinable as aforesaid, as he shall happen to live, and after his death, in trust, to permit and suffer the said William Hulse to receive and take the rents and profits of the said premises during so long of the residue of the said term as he shall happen to live, and from and after his decease, in trust, to permit and suffer the said Robert Hulse to receive and take the rents and profits of the premises during so long of the residue of the said term, determinable as aforesaid, as he shall happen to live, and from and after his decease, in trust, to permit and suffer the said Randle Hulse to receive and take the rents and profits of the premises during so long of the residue of the said term, determinable as aforesaid, as he shall happen to live, and from

Trustees. Thomas Vawdrey and John Smith for 99 years, if Hugh, Thomas, William, Robert and Randle, and my sisters Jane Jenkins and Ann Tompson and Ralph Leeke shall so long live. For the use of the brothers

and after his decease, in trust, to permit and suffer the said Jane Jenkins to receive and take the rents and profits of the premises during so long of the said term, determinable as aforesaid, as she shall happen to live, and from and after her decease, in trust, to permit and suffer the said Ann Tompson to receive and take the rents and profits of the premises during so long of the residue of the said term, determinable as aforesaid, as she shall happen to live, and from and after her decease, in trust, to permit and suffer the said Ralph Leeke to receive and take the rents and profits of the premises, during so long of the residue of the said term, determinable as aforesaid, as he shall happen to live, and from and after the end, expiration or other determination of the said term of ninety-nine years, determinable as aforesaid, I give and devise the same premises to, and to the use of the University of Cambridge for ever, for the purposes hereinafter expressed, that is to say, I will and direct that the clear rents, issues and profits of the same premises in Newton and Middlewich shall be divided into six equal parts, of which four such six parts shall be paid or given to the person being a member of the said University, to be from time to time under the directions of this my Will adjudged the author of the best Dissertation on the subjects hereinafter for that purpose appointed. One other such sixth part shall be given or paid every year as an augmentation of his salary, and for his own use to the person, being also a member of the said University, to be from time to time appointed to the Lectureship hereinafter founded, and who is to preach annually twenty Sermons agreeably to this my Will, and the remaining sixth equal part of such rents and profits shall go and be paid in augmentation of the salary or provision hereinafter given or made from my Estate in Clive, for the foundation of a fourth Scholarship, on the decease of the said Ralph Leeke[1], as it is expressly allowed and declared to be lawful to leave and devise Lands and Tenements, or else to charge the same for such uses as are above mentioned, when left to either of the Universities in England by a particular clause in a late Statute,

and sisters,

and Ralph Leeke,

then to the University.

To be divided between Dissertator and Lecturer.

[1] N.B.—This clause as to the Scholarship from Clive is hereinafterwards made wholly void (see page 303), and every Endowment that is annexed to it (see page 282) shall for the future be appropriated wholly to the Lectureship and the respective profits be received annually by the Lecturer, as an augmentation to his salary for ever. J. HULSE.

called the Mortmain Act, made or enacted in the Reign of the late King George the Second, in the year of our Lord one thousand seven hundred and thirty-six. And whereas there is great reason to fear that not all or any of my said brothers Hugh, Thomas or William are now living, having had no certain account, either from or concerning any one of them since first they went to sea, in the year one thousand seven hundred and forty, and the last accounts of them received, soon after they set sail, were only melancholy though uncertain rumours of their deaths, and my youngest brother Randle has been resident in Maryland for several years; therefore, under that apprehension, and to prevent any confusion which might otherwise arise in my affairs, my will is, that none of my said four brothers, Hugh, Thomas, William or Randle, shall be entitled to have or claim as against any person or persons whatsoever any of the rents, issues or profits of my Estates, or anything out of the same that shall arise or become due or payable the Lady-day or Michaelmas which shall next happen after his or their return or coming to England, and entering his or their claim under this my Will, by notice subscribed by him or them so claiming as aforesaid, authenticated by affidavit, and delivered to my said Trustees, or the survivors or survivor of them, or the Executors or Administrators of such survivor, or at any time or times preceding such of the same feast days; and until such return or arrival and notice as aforesaid, my same brothers Hugh, Thomas, William and Randle, are to be esteemed as if naturally dead, and my said Estates, and the rents and profits thereof, are to go accordingly: Provided always that such of my said brothers Hugh, Thomas, William and Randle, as shall not within the space of seven years from my death arrive in England, and make such claim as aforesaid, shall from and after the expiration of the said seven years be totally incapacitated to take any benefit under this my Will, and the devises and bequests over shall take place as if he or they were actually dead; provided also that none of my said brothers or sisters shall, whilst resident or living out of that part of Great Britain called England, be entitled to any benefits under this my Will, but during such extraneous residence, or being out of England, the devises or bequests over shall take place as if he or they were naturally dead, but may

Death of the brothers or absence from England.

Incapacitated after seven years,

or by extraneous residence.

nevertheless revive in them on his or their return to England, so always that this clause shall not be construed to alter in any respect the next preceding clause of a total incapacity in the case therein expressed. I give and devise all that my Capital, Messuage or Mansion and Dwelling House in the Township of Sandbach aforesaid, wherein I now dwell, commonly called or known by the name of Elworth Hall, together with the Outbuildings, Garden and the Lands thereto adjoining, consisting of about twenty-two statute acres, which I now occupy, therewith; And also all that my Messuage and Tenement with the Lands and Hereditaments thereto belonging, containing one hundred and thirty-two acres of Land and upwards, all situate, lying and being in the Townships of Sandbach and Bradwall, in the said County of Chester, or in one of them, and late in the holding or occupation of my tenant John Eachus and now of Philip Wood, his undertenants or assigns: And also all those my two Fields or Parcels of Land in Sandbach aforesaid, commonly called the Marsh-Croft and the little Kibble-Ditch, with the appurtenances now in the holding or occupation of Samuel Daniels; And also all that my Lane or Cart-way, called Cooksnal Lane, leading from the second gate behind the Hall of Elworth towards Sandbach aforesaid, and extending to the Lane that leads from the end of the Town of Sandbach to Bradwall Green; And all other my Messuages, Tenements, Lands and Hereditaments whatsoever, which are situate, lying and being within the several Townships of Sandbach and Bradwall aforesaid or either of them, to the said Ralph Leeke, John Smith and Thomas Vawdrey, and the survivors and survivor of them, and to the Executors, Administrators and Assigns of such survivor for the term of two hundred years, upon the trusts, and to and for the several intents and purposes hereinafter expressed and declared concerning the same; And from and after the end or other sooner determination of the said term of two hundred years, and subject thereto and to the trusts thereof, I give and devise the said premises in Sandbach and Bradwall unto and to the use of the said University of Cambridge for ever, for the purposes hereinafter expressed.

Estate in Sandbach.

of Bradwall.

Ralph Leeke, John Smith and Thomas Vawdrey for 200 years

to the University.

And whereas it was always my sincere desire and resolution to have settled a considerable share of my Estate on my brother Robert, (now too probably my eldest surviving brother) could I

Robert Hulse deceased.

have been but well assured of his prudent care and enjoyment of the same; And whereas it is but too notorious that my father left the same Estate in a most ruinous condition, and encumbered with a debt of seventeen hundred pounds (part of which, with unavoidable additions since, on account of the great want of necessary buildings as well as very expensive repairs, and the impoverished state of the land itself, still lies very heavy upon it); from these circumstances I judge it will be for the true interest and quiet of my brothers to be provided for in the following manner—that is, by a proper and suitable Annuity with the receipt of the rents and profits of the premises in Newton and Middlewich rather than by the possession of the lands themselves; therefore I do hereby direct and declare that the said term of two hundred years of and in the premises in Sandbach and Bradwall is so limited to the said Ralph Leeke, John Smith and Thomas Vawdrey as aforesaid, upon trust, that they or the survivors or survivor of them, his Executors, Administrators or Assigns, do and shall by and out of the rents, issues and profits thereof, in the first place, pay to my eldest brother for the time being resident in England, the clear annual sum of thirty pounds of lawful money of Great Britain, by two equal half-yearly payments on every twenty-fifth day of March and twenty-ninth day of September, so long as such brother or his assigns shall, by virtue of the limitations and conditions hereinbefore contained, be entitled to the rents and profits of the said hereinbefore devised premises in Newton and Middlewich, such annuity to commence from such of those days as shall first happen after my decease, and the first half-yearly payment thereof be made on the second of those days which will follow my death, except in the case of such commencement and payment being postponed for the purpose of discharging my debts and legacies as hereinafter mentioned; And upon further trust, that they the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, or the Executors, Administrators or Assigns of such survivor, do and shall thereout pay to such of my brothers as shall be resident in England, and next in succession, to the rents and profits of the hereinbefore devised premises in Newton and Middlewich, according to the limitations and conditions aforesaid, one other like annuity of thirty pounds by

Annuity of £30 to eldest brother.

Annuity of £30 to next brother.

equal half-yearly payments at Lady-day and Michaelmas, until such next brother resident in England shall die, or shall succeed to the receipt of the rents and profits of the premises in Newton and Middlewich, or till such brother's title to such apparent or next presumptive succession shall be eventually postponed by the arrival in England of my other brothers, and his or their making such claim as aforesaid, the first of such half-yearly payments of the said last-mentioned annuity to commence from such time, and be made upon the same day as hereinbefore is prescribed with respect to the first-mentioned annuity to my eldest brother for the time being, and to be subject to the like contingency as to such payments being postponed: And from and after the death of all my said brothers, and likewise when and so soon as the first-mentioned annuity of thirty pounds shall cease to become payable to my eldest brother, for the time being resident in England, then I do will and direct that in each or both of these cases an annual sum of thirty pounds for each shall commence payable out of the premises in Sandbach and Middlewich for the foundation of two of the three Scholarships hereinafter mentioned, for the son of a clergyman in Saint John's College, Cambridge, to be qualified and chosen in the same manner as the said three Scholars are hereinafter ordered and appointed, and to be subject to the like rules and regulations, and shall continue payable half-yearly on the days aforesaid, until such Scholars shall on the division of the premises in Sandbach and Bradwall, into moieties as hereinafter is directed, on the determination of the said term of two hundred years, become entitled to one-sixth part of the same premises for his support, and no longer. And upon further trust, that they, the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, or the Executors or Administrators of such survivor do and shall pay or deduct and retain out of the yearly rents and profits of the premises in Sandbach and Bradwall to or for the use of the said Thomas Vawdrey during his life, and to and for the use of the said John Smith during his life in consideration of the esteem which I have for them, and of the trusts with which I have by this my Will invested them, two several annuities or yearly sums of ten pounds a-piece, payable to each of them half-yearly, on every twenty-fifth day

Then for two Scholarships in St John's College.

Annuities of £10 to Thomas Vawdrey and John Smith.

of March and twenty-ninth day of September; the first of those payments to be made on such of those days as shall first happen after my decease: And also do and shall, by and out of the same rents and profits, pay to my good and faithful servant Elizabeth Holford, now wife of Thomas Plant, during her natural life, in case she shall live in my family and service at my decease, a life annuity or yearly sum of thirty pounds, to be likewise paid half-yearly, at Lady-day and Michaelmas, the commencement and first payment thereof to begin and be made on the same days as are hereinbefore fixed for the commencement and first half-yearly payment of the annuities to my brothers, subject nevertheless to the like postponement in the case hereinafter mentioned, such annuity to be paid during her natural life to the said Elizabeth Holford, over and above any other legacy, in money or otherwise, which I may herein or at any time hereafter give or leave to her; And from and immediately after the death of the said Elizabeth Holford, or in case she shall not be in my family and service at my death, then I do direct that a like annual sum of thirty pounds shall commence, payable from the death of the said Elizabeth Holford, or in case she shall have left my service at the time of my decease, then from such day as her said annuity would have commenced had she lived with me, at her death by my Executors, Administrators or Assigns of such survivor, out of the rents and profits of the premises in Sandbach and Bradwall, for the foundation and establishment of another of the three beforementioned Scholarships, such other Scholarship to be governed by and subject to the same rules, orders and regulations as hereinafter are mentioned and contained respecting the said Scholarships, when the premises in Sandbach and Bradwall shall come to be divided into moieties as aforesaid, at which time, and not sooner, the last-mentioned annual sum of thirty pounds shall cease to be payable: And upon this further trust, that they the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, his Executors, Administrators or Assigns, do and shall out of the rents and profits of the premises in Sandbach and Bradwall, pay to my other servants the following life annuities, that is to say, I will and direct, that in case the said Elizabeth Holford shall be in my family and service at my death, so that I shall keep

Annuity of £30 to Elizabeth Holford.

A third Scholarship.

only two, at most three, other servants in my family, then that an annuity of six pounds shall be paid to my man-servant, or in case of my having at that time two men-servants, to him that shall have been the longest in my service, provided such only or oldest man-servant shall have been in my family and service two years immediately previous to my death; And another annuity of four pounds to the other man-servant (if more than one) who shall then have been the shortest time in my service, provided such his service shall not be less than two years immediately previous to my death; and another annuity of two pounds shall be paid to my dairy-maid or under maid-servant, in case of her having lived in my family and service two years immediately previous to my death; but if any of my said servants (other than the said Elizabeth Holford) shall not have lived in my family and service at least two years immediately previous to my decease, in that case, he, she or they failing in that requisite, shall be paid an annuity for life of half the amount only of that to which he, she or they would respectively have been entitled had he, she or they performed such two years' service immediately previous to my death: And if it shall happen that the said Elizabeth Holford shall have left my family and service at my death, so that I shall then have four other domestic servants, two of them men and the other two women, in that case they shall be paid out of the rents and profits of the premises in Sandbach and Bradwall the following annuities, that is, such my man-servant who shall have been longest in my service, an annuity of five pounds, the other man-servant an annuity of four pounds; such my woman-servant who shall then have been the longest in my service, an annuity of two pounds, and the other such woman-servant an annuity of one pound, during their respective natural lives, all and every the said annuities to my servants to be payable half-yearly at Lady-day and Michaelmas, and to commence from and begin to be paid on the same days as hereinbefore prescribed with respect to my brother's annuities, subject to the like contingent postponement. And upon further trust, that they the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, his Executors or Administrators, do and shall out of the same rents and profits pay to the clergyman for the time being,

Annuity of £6 to eldest Servant.

Of £4 to second Servant.

Annuity of £2 to Maid-servant.

Other provisions respecting servants.

£70 per annum to the Christian Advocate.

hereinafter appointed to be called the Christian Advocate, and whose office is also hereinafter more particularly described, an annual stipend or yearly sum of seventy pounds, by equal half-yearly payments on every twenty-fifth day of March and twenty-ninth day of September, such stipend or yearly sum to commence from and begin to be paid on the same days as are herein fixed in regard to the annuities hereinbefore provided for my brothers, subject to the like contingent postponement, and to continue payable until the Christian Advocate shall on the division of the premises in Sandbach and Bradwall into moieties on the determination of the said term of two hundred years by virtue of the proviso hereinafter for that purpose contained, become entitled to one such moiety, and no longer. And as to all the residue of the rents and profits which shall arise from the premises in Sandbach and Bradwall on the death of annuitants or otherwise howsoever, previous to such determination of the said term of two hundred years, and no longer, as above mentioned, and are not otherwise disposed of by this my Will, I direct that the same residue and every part thereof shall go and be paid to the said clergyman to be called the Christian Advocate in augmentation of his said stipend.

In case of one brother only residing in England, an Annuity of £30 to

But if it shall happen that I shall have only one brother resident in England, in consequence whereof the provision of thirty pounds per annum for the next brother will not be payable, I direct that such thirty pounds per annum, whilst any of my said brothers or their assigns shall be entitled to the rents and profits of the premises in Middlewich and Newton aforesaid, according to the limitations and conditions aforesaid, shall go and

the maintenance of a third Scholarship.

be paid towards the founding or establishment of a third, that is, one of the three hereinafter-mentioned Scholarships in Saint John's College in Cambridge, for the son of a clergyman as is more particularly hereinafter appointed, but nevertheless the said provision of thirty pounds per annum may thereafter revive in favour of some of my brothers by the arrival and claim aforesaid, and in such case and so long as the same shall become payable to any of my said brothers, the same or any part thereof shall not be demandable for such Scholarship, but may again become payable to such Scholarship by the death of some of my brothers or the succession of some of them to the receipt of the rents and

profits of the premises in Newton and Middlewich. Provided always, and I do hereby direct and declare that on the death of all my brothers, trustees and servants, who shall by virtue of this my Will become entitled to Annuities payable from and charged on the premises comprised in the said term of two hundred years, that term shall thenceforth cease and be absolutely void to all intents and purposes, anything herein contained to the contrary thereof in anywise notwithstanding. And as for and concerning all and singular the said premises in Sandbach and Bradwall, from and after such time as the same shall vest in the said University of Cambridge in possession by determination of the said term of two hundred years according to the proviso last above written (the several Scholarships and the office of Christian Advocate hereinbefore-mentioned taking place in the mean time according to the directions aforesaid), my will is, that all and every the rents and profits thereof shall then be divided into two equal parts or moieties, and one such equal part or moiety shall yearly be disposed of and given by the Vice-Chancellor of the University of Cambridge, and by the Master or Head of Trinity College, and the Master of Saint John's College, whom I do hereby appoint as Trustees for the disposal of this and all the benefactions to the said University (except where I have herein otherwise ordered and appointed), or by any two of them, for and towards the maintenance and support of one such learned and ingenious person of the degree of Master of Arts or of Bachelor or Doctor of Divinity, and of the age of thirty years or upwards, and then resident in the said University as shall be by them or any two of them on Christmas-day, or within seven days after, thought the best qualified, and by them or any two of them successively elected for any term not exceeding five or six years, in order to prepare some proper and judicious answer or answers every year to all such new and popular or other cavils and objections against the Christian or Revealed Religion, or against the Religion of Nature, as may in the opinion of the said last-mentioned Trustees or any two of them seem best or most proper to deserve or require an answer, whether the same be ancient or modern objections, but chiefly such as are most modern, and especially such as have appeared in the English language of late years against Christianity, and which may not seem to have received a

Sandbach and Bradwall.

Two equal moieties.

One moiety to the Christian Advocate.

His Office.

full and sufficient answer, if any such there shall be, unto the year preceding such election, as likewise to be ready to satisfy any real scruples or objections in a private way that may be brought from time to time by any fair and candid inquirer against the same, such writer to be called The Christian Advocate, and such his written answer to be in English, and only against notorious infidels, whether Atheists or Deists, not descending to any particular controversies or sects amongst Christians themselves, except some new and dangerous error either of superstition or enthusiasm, as of Popery or Methodism, either in opinion or practice shall prevail, in which case only it may be necessary for that time to write or to reason against the same, and such treatise or treatises to be every year printed, the expence whereof shall be deducted out of the temporary stipend or salary of seventy pounds, and afterwards out of the rents and profits hereinbefore given or provided for the said Christian Advocate, and the remainder of the same stipend or salary or rent and profits shall be paid or given every year to the several authors successively as a reward for the same by my Trustees above-mentioned, but no person shall be ever re-elected or at any time after he has once filled the said office appointed thereto again. And the remaining moiety of all the said rents and profits of the premises in Sandbach and Bradwall shall be divided into three equal parts and paid equally every year towards the support and maintenance of the before-mentioned three Scholars, who shall be Undergraduates in Saint John's College aforesaid and shall be born in the County Palatine of Chester, such Scholar to be elected by the Master and a majority of the senior Fellows of the said College on Christmas-day or in the first seven days after, and may be distinguished as usual by the name of Hulse's Scholars, and to wear a cloth gown with long and open sleeves hanging down like those of Bachelors, and in case it should happen that a son of any clergyman who shall at any time officiate as curate to the Vicar of Sandbach, or next to him the son of any vicar or curate who shall then live and officiate in the Parish of Middlewich, as the proper minister or curate of Middlewich, or lastly of any minister or curate of Witton, or who shall reside and live in the town of Northwich or Witton, or the adjacent townships of Castle Northwich and Winnington, and shall do the duty of the said chapel as the proper

The other moiety.

To three Scholars.

Scholars' election and preferences.

minister of Witton (all of them in the said county of Chester), shall be admitted as a Scholar into the said College, such person being an Undergraduate shall have the preference and be elected before all others, and those born as above are to be elected in the order above-mentioned; And in default of such persons then the son of any other clergyman who (that is which son) shall be born in either of the said parishes of Sandbach or Middlewich, or in the said Chapelry of Witton, shall have the preference; And if none shall be admitted, then the son of any other clergyman shall be preferred who (that is which son) shall be born in the said County of Chester, and next in any of the four following Counties of Stafford, Salop, Derby or Lancaster, or lastly elsewhere in any other county or part of England, provided that it shall appear that the clergyman who is father to such Scholar is not if living, or if dead was not at his death possessed of any spiritual preferment of more than one hundred and forty pounds a year clear income, or whose income in every respect shall not exceed the clear yearly value of two hundred pounds in the whole; but if no son of any clergyman so entitled as aforesaid shall be elected into such Scholarship, the same shall be given to the son of some lay person whose clear yearly income does not if living, and if dead did not at the time of his death amount to more than two hundred pounds, and such son being born in the Counties of Chester, Stafford, Salop, Derby or Lancaster, the counties in that order having a preference, or lastly elsewhere in England, and such Scholar, whether the son of a clergyman or layman, to be elected in manner aforesaid, shall continue to enjoy this my Benefaction until he shall take or shall be of standing to take his first degree of Bachelor of Arts, unless some other person being the son of some of the officiating ministers at some of the churches or chapels before-mentioned and otherwise qualified as aforesaid, and which qualification, had he been a Member of the said College at the time the party in possession of the Scholarship had been elected, would have been entitled to a preference, shall be admitted a member of the said College, in which case the Scholar who shall be then in possession shall only hold the same for that year, and the other with a prior right shall be elected to the same the year following. And I do appoint the Master and senior Fellows of Saint John's College Trustees for the said

The Master and Senior Fellows of St John's Trustees of the Scholarships.

Scholarships; and as to the several Benefactions above-mentioned, it is my will that the same person who shall have been elected to preach the Sermons shall not at any time afterwards be elected to discharge the duty of the Christian Advocate, nor the Christian Advocate that of the Lecturer, to the intent that the Benefactions may prove more extensive and be of general use and service, and that many and different persons may be engaged in a cause so truly glorious as to defend, to illustrate, and to confirm the sacred truths of Christianity; and as for and concerning all that my Messuage and Tenement with the Appurtenances situate lying and being in Clive in the said County of Chester, together with the Lands thereto belonging, consisting of one hundred statute acres of ground and upwards, the tythes and tenths of Corn and Grain throughout the aforesaid Township of Clive, all now in lease to Thomas Andrews for the term of twenty-one years from Candlemas and May-day Old Style, one thousand seven hundred and seventy-one, and occupied or enjoyed by him, his undertenants or assigns; and all that my other Messuage and Tenement, with the Lands thereto belonging, situate, lying and being in Clive aforesaid, likewise in lease to the said Thomas Andrews, though the House is now in the occupation of Sarah Doncassen; and also all that my other Messuage and Tenement, with the Lands and Hereditaments thereto belonging, in Clive aforesaid, now in the holding or occupation of William Burgess, his undertenants or assigns; And also all those my three Closes, Fields or Parcels of Land in Clive aforesaid, commonly called or known by the names of the Wood-house-field, the Weever Bridge Banks, and Piggot's Orchard, containing together eight statute acres and upwards, and now in the holding or occupation of John Meanly, his undertenants or assigns: And all and every other my Messuages, Tenements, Lands, Tythes and Hereditaments whatsoever situate, lying, arising or being in Clive aforesaid, I give and devise the whole of such Premises in Clive (subject to the conditional power of sale of part thereof hereinafter contained) to the said Ralph Leeke, John Smith, and Thomas Vawdrey, their Executors, Administrators and Assigns, for the term of one hundred years, if my said sister Jane Jenkins, or the said Ralph Leeke shall so long live, or any of my said brothers or sisters or their assigns shall so long continue entitled

Lecturer not to be elected Christian Advocate, nor *vice versa*.

Estate in Clive.

to the receipts of the rents and profits of the Premises in Newton and Middlewich, by virtue of the limitations or devises hereinbefore contained; Upon the trusts and for the several intents and purposes following: that is to say, upon trust that they the said Ralph Leeke, John Smith, and Thomas Vawdrey, the survivors or survivor of them, his Executors or Administrators, do and shall by and out of the rents and profits of the said Premises comprised in the said term of one hundred years, in the first place, pay to my said sister Jane Jenkins or her assigns an annuity or yearly sum of ten pounds during her natural life, by even half-yearly payments on every twenty-fifth day of March and twenty-ninth day of September, the same payments to commence from and be made on the same days as hereinbefore appointed for the commencement and payment of the annuities to my brothers, subject nevertheless to the like contingent postponement; And also do and shall pay out of the same rents and profits to the said Ralph Leeke, or that he in case he shall survive his said co-trustees do and shall retain thereout for his own use, in consideration of the care and trouble which he may have in the faithful discharge of his trust, and from the esteem and affection I have for him, one annuity of twenty-eight pounds of lawful money of Great Britain during his natural life, to be paid or deducted half-yearly at Michaelmas and Lady-day, the first half-yearly payment to be made on such of those days as shall first happen after my decease; And from and after the death of the said Ralph Leeke, in case the said term of one hundred years shall not by such his death be determined, I direct that a like annual sum of twenty-eight pounds shall commence and continue payable by my said last-mentioned Trustees out of the rents and profits of the Premises comprised in the same term for a fourth Scholarship[1] for the son of a clergyman in Saint John's College, Cambridge, to be qualified and chosen in the same manner as the other three Scholars are hereinbefore ordered and appointed, and to be subject to the like rules and regulations, until on the determination of the said one hundred years term the said fourth Scholar shall become entitled to one-sixth part of the rents and profits of the premises in Clive for his support.

Trust.

Annuities.

£10 to Jane Jenkins.

£28 to Ralph Leeke.

Fourth Scholarship.

[1] See this Clause as to the Foundation of this Scholarship (subsequently revoked) from Clive made wholly void in page 303.

House in Middlewich

And whereas although I have included the before-mentioned House formerly known by the sign of the "Black Lion," and now in the holding or occupation of the said Richard Reeves, his undertenants or assigns, in the disposition of the premises in Newton and Middlewich, yet as such disposition thereof is subject to the power of sale if necessary for the payment of my debts hereinafter contained, therefore in case such sale shall take place, I direct that in lieu of the rent of that house the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, his Executors or Administrators, do and shall under and by virtue of the said term of one hundred years, and by and out of the rents and profits of the premises therein comprised pay to such of my brother, or sister, who shall by virtue of this my Will successively become entitled to the receipt of the rents and profits of the premises in Newton and Middlewich, a clear annuity or yearly sum of eight pounds of lawful money of Great Britain during so long as such my brother or sister or their assigns shall remain or be entitled to such receipt of rents and profits, such last-mentioned annuity to commence and be paid on the same days whereon the annuity of thirty pounds hereinbefore given to my eldest brother for the time being shall commence and be paid. And I do direct and declare that the said term of one hundred years is so vested in them the said Ralph Leeke, John Smith and Thomas Vawdrey, upon further trust, that they, or the survivors or survivor of them, or the Executors, Administrators, or Assigns of such survivor, do and shall by and out of the rents and profits of the premises in Clive which shall arise previous to the determination of the said term of one hundred years, and no longer, annually pay the sum of sixty pounds (exclusive of such augmentation as hereinbefore and hereinafter is mentioned) on Saint John the Evangelist's Day following the preaching of the twenty lectures or sermons herein after mentioned, to such learned and ingenious clergyman in the said University of Cambridge of the degree of Master of Arts, and under the age of forty years, as shall be duly chosen or elected at the time, and by the persons hereinafter mentioned and appointed for that purpose, as a salary for preaching the before-mentioned sermons or lectures on the days and upon the subjects hereinafter more particularly mentioned and

subject to a power of sale.

Clive.

£60 Lecturer.

Lecturer.

prescribed, on the determination of the said term of one hundred years. And also do and shall by and out of the same rents and profits of the premises in Clive which shall arise therefrom previous to the determination of the said term of one hundred years, and no longer, pay during the life of my said sister Jane Jenkins the annual sum of twenty pounds, and after her decease the annual sum of thirty pounds, to such other learned and ingenious person in the said University under the degree of Master of Arts, as shall compose for that year the best dissertation in the English language on the subjects hereinafter mentioned and prescribed for such dissertation, on the determination of the said term of one hundred years, and to be subject to the like rules and regulations. And upon further trust that they the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, his Executors, Administrators, or Assigns, do and shall pay and apply the residue of the rents and profits of the premises in Clive which shall arise previous to the determination of the said term of one hundred years, and no longer, and which are not herein (or by a grant or rent-charge of ten pounds per annum, dated the fourth day of November one thousand seven hundred and seventy three, by me made and enrolled in the High Court of Chancery for certain perpetual charitable uses in the aforesaid townships of Middlewich and Sandbach) otherwise disposed of, to and for the use of the person and persons who shall from time to time preach the before-mentioned twenty lectures, in augmentation of the salary herein before appointed for such Lecturer. And from and after the end or other determination of the said term of one hundred years, determinable as aforesaid, I give and devise all and every my said Messuages, Lands, Tythes, and Hereditaments in Clive aforesaid to the said University of Cambridge for ever, for the purposes hereinafter mentioned and contained, that is to say, I will and direct that the annual rents, tythes, and profits thereof shall be divided into six equal parts or shares and disposed of in manner following. And first it was always my humble and earnest desire and intention that the following donation and devise should be founded as much as possible on the plan of that profoundly learned and successful inquirer into nature and most religious adorer of nature's God, I mean the truly great and

Dissertator.

Residue of estate in Clive to Lecturer.

To the Lecturer.

Estate in Clive to the University

to be divided into six parts.

Mr Boyle. good (as well as honorable) Robert Boyle, Esquire, who has added so much lustre and done equal service both by his learning and his life to his native country and to human nature and to the cause of Christianity and truth, to the promoting in some degree a design so worthy of every reasonable creature. I direct that four

Four parts to the Lecturer. parts out of six of the last-mentioned rents, tythes, and profits to arise from the premises (exclusive of such augmentations as hereinbefore and hereinafter are mentioned) shall be paid on Saint John the Evangelist's day following the preaching of the lectures or sermons after mentioned annually to such learned and ingenious clergyman in the said University of the degree of Master of Arts, and under the age of forty years as shall be duly chosen or elected on Christmas Day, or within seven days after, by the Vice-Chancellor there for the time being, and by the Master or Head of Trinity College and the Master of Saint John's College,

Lecturer—his office. or by any two of them, in order to preach twenty sermons in the whole year, that is to say, ten sermons in the following spring in Saint Mary's Great Church in Cambridge, namely, one sermon either on the Friday morning or else on Sunday afternoon in every week during the months of April and May and the two first weeks of June, and likewise ten sermons in the same church in the following Autumn, either on the Friday morning or else on Sunday afternoon in every week during the months of September and October and during the two first weeks in November, the subject of which discourses shall be as followeth, that is to say, the subject of five sermons in the Spring and likewise of five sermons in the Autumn shall be to shew the evidence for Revealed Religion, and to demonstrate in the most convincing and persuasive manner the Truth and Excellence of Christianity, so as to include not only the prophecies and miracles, general and particular, but also any other proper and useful arguments, whether the same be direct or collateral proofs of the Christian religion, which he may think fittest to discourse upon, either in general or particular, especially the collateral arguments, or else any particular article or branch thereof, and chiefly against notorious infidels, whether atheists or deists, not descending to any particular sects or controversies (so much to be lamented) amongst Christians themselves, except some new or dangerous error either of superstition or enthusiasm, as of Popery or

Methodism or the like, either in opinion or practice shall prevail, in which case only it may be necessary for that time to write and preach against the same. Nevertheless the preacher of the ten sermons last mentioned to shew the Truth and Excellence of Revealed Religion and the Evidence of Christianity may at his own discretion preach either more or fewer than ten sermons on this great argument only, provided he shall in consequence thereof lessen or increase the number of the other ten remaining sermons which are hereinafter directed to be on the more obscure parts of Holy Scripture in a due proportion, so as that he shall every year preach twenty sermons on these subjects in the whole. And as to the ten sermons that remain, of which five are to be preached in the Spring and five in the Autumn as before mentioned, the lecturer or preacher shall take for his subject some of the more difficult texts or obscure parts of the Holy Scriptures, such I mean as may appear to be more generally useful or necessary to be explained, and which may best admit of such a comment or explanation without presuming to pry too far into the profound secrets or awful mysteries of the Almighty. And in all the said twenty sermons such practical observations shall be made and such useful conclusions added as may best instruct and edify mankind, the said twenty sermons to be every year printed and a new preacher to be every year elected (except in the case of the extraordinary merit of the preacher) when it may sometimes be thought proper to continue the same person for five, at the most for six years together, but no longer term, nor shall he ever afterwards be again elected to the same duty. And I do direct that the expence of printing the said sermons shall be defrayed out of the said temporary stipend or salary of sixty pounds with the augmentations first mentioned, or from the further provision hereby made of the rents, tythes, and profits afterwards mentioned for the said Lecturer, and the remainder of the same given to him. I do also direct that one other such sixth part or share of the rents and profits to arise from the premises at Clive shall go and be paid (exclusive of the augmentation before mentioned from Middlewich and Newton) to such other learned and ingenious person in the said University under the degree of Master of Arts, as shall compose for that year the best dissertation in the English

Sermons to be printed.

Not to be continued, except, &c.;

nor again elected.

One sixth part of Clive to the Dissertator.

Dissertator—his office.

language on the evidence in general or on the prophecies or miracles in particular, or any other particular argument, whether the same be direct or collateral proofs of the Christian Religion, in order to evince its truth and excellence, the subject of which dissertation shall be given out by the Vice-Chancellor and the said two Masters my trustees above mentioned, or by some of them, on New Year's Day annually, and such dissertation as shall be by them or any two of them on Christmas Day annually the best approved, to be also printed and the expence defrayed out of the author's income under this my Will, and the remainder given to him on Saint John the Evangelist's Day following; and he who shall be so rewarded shall not be admitted at any future time as a candidate again in the same way, though he may be elected to the other offices afterwards, to the intent that others may be invited and encouraged to write on so sacred and sublime a subject. (And as to the remaining such sixth part or share of the rents and profits to arise from the premises in Clive, I direct that the same shall annually go and be paid towards the maintenance and support of the fourth Scholarship[1] hereinbefore directed to be founded on the death of the said Ralph Leeke, if such foundation shall then have taken place, and if not, then that the same sixth part or share of the clear rents and profits of the premises in Clive shall go to found and from that time support and maintain such fourth Scholarship, the same to be subject to and governed by the same rules and regulations as hereinbefore are mentioned and prescribed with respect to the three Scholarships to be founded from the premises in Sandbach and Bradwall.)

Fourth Scholarship.

But if at any time, either from a temporary decrease of the value of land, or from any contingent event herein mentioned, or from any other cause whatsoever, there shall be a deficiency in the rents of the said estates in Clive or Newton and Middlewich, or of Sandbach and Bradwall, or any of them, to answer the respective annual charges thereon, all and every person and persons claiming any interest, share, or annuity in possession in the same estates respectively shall abate in proportion to such his interest, share or annuity, so that the deficiencies of one year shall not be carried into or made good out of the rents of the

Deficiency of rents.

Abatement.

[1] See this clause as to the foundation of this Scholarship from Clive, made wholly void in page 303.

next. And I do request and appoint that the Vice-Chancellor and the said two Masters of Trinity and Saint John's Colleges shall meet annually on Christmas Day or within seven days after in the public-hall of Trinity College, or at the room of the said Vice-Chancellor, or of some one of the said trustees at their respective Colleges, in order to make such elections as herein before specified of the Lecturer for the annual sermons and the Christian Advocate, and at the same time if they shall think proper, or else on New-Year's Day, to give out the subject of the dissertations; and if any of the trustees shall then be absent then I request that such trustee shall give his opinion and concurrence in writing under his hand. And in case either by reason of the disagreement in judgment or otherwise of the said Vice-Chancellor and Master, or of the Greek Professor hereinafter named, they shall fail to make such election at the time and place aforesaid, or in case they or the Senior Fellows of Saint John's College shall make default in the execution of any of the powers or trusts hereinbefore vested in them or any of them, my will is, that on every such default the power of election, nomination, or performing any other matter which ought to have been done as aforesaid, shall for that time only vest in the Right Reverend the Bishop of Ely for the time being, whom I hereby humbly appoint as visitor or inspector to see that the benefactions and endowments in this my Will in favour of the said University be all of them applied to the uses hereby intended in a just and proper manner, and in case of any perversion or misapplication of all or any of them, to rectify the same in a summary way with reason and equity, and thereupon in a convenient time afterwards the said Bishop shall proceed to elect or nominate or do such other act which ought to have been done or performed by the said Vice-Chancellor and Masters, Greek Professor, and Fellows of Saint John's College, or some of them as aforesaid. And my will is that the visitorial power hereby vested in the said Bishop of Ely shall be conclusive to the parties in the premises, and that his sentence and acts therein shall not be appealable in any Court whatsoever or before any person whatsoever, it being my desire to prevent as much as possible the flames of dissension in a Society from whence these institutions are meant ultimately to promote universal love and peace amongst mankind.

Vice-Chancellor and Masters of Trinity and St. John's to meet and elect

on New Year's Day.

In case of absence,

or disagreement.

Bishop of Ely Visitor.

His power.

Greek Professor.

And in respect to the Greek Professor of the said University it is my desire that whensoever the Head or Master of Trinity College, or the Master of Saint John's College, shall happen to be Vice-Chancellor, or in case of a vacancy in any of the said three places by death or otherwise, the said Greek Professor shall during such Vice-Chancellorship or vacancy, act in and with all the powers hereby given to the Vice-Chancellor and Masters or any two of them, and shall have the same vote and power as any of them, as virtually and effectually as if this provisional clause had been repeatedly inserted in the several appointments aforesaid; and as a further guard and to prevent any perversion or misapplication of any of the benefactions above mentioned, it is my mind and will that if either the Lecturer or Preacher of the twenty sermons, or the Christian Advocate shall neglect or not discharge their office as herein and as in duty and conscience they ought to do in such case, such person or persons guilty of such fault or neglect, shall for that year or during such neglect only forfeit or lose his or their several salaries, and such sum or sums and benefactions as should otherwise have been paid or given as due to them, shall then become due and be paid by equal shares to the six Senior Fellows of Saint John's College.

Six Senior Fellows of Saint John's.

And further it is my will, that all the clauses relating to the aforesaid Endowments, whether in regard to the annual sermons by the Lecturer, or to the dissertation or to the defence of Christianity by the Christian Advocate, expressing also the particular sums or stipends annexed to each office, with the further provision by donation of shares of the rents and profits of the premises or otherwise, shall every year be printed at large in the beginning of each particular work or treatise, that is, such clauses only as relate or belong to each particular treatise or office, by way of preface or introduction to such respective publications hereinbefore directed to be made, and that the clauses so to be printed shall be introduced with the following words: "Clauses from the Will of the Reverend John Hulse, late of Elworth, in the County of Chester, clerk, deceased, dated the twenty-first day of July, in the year of our Lord one thousand and seven hundred and seventy-seven, expressed in the words of the Testator, as he, in order to prevent mistakes, thought proper to draw and write the same himself, and directed that such clauses should be every

Endowments to be printed in manner specified.

year printed, to the intent that the several persons whom it might concern and be of service, might know that there were such special donations or endowments left for the encouragement of piety and learning in an age so unfortunately addicted to infidelity and luxury, and that others might be invited to the like charitable and, as he humbly hoped, seasonable and useful benefactions." And then each of the said clauses shall be copied verbatim (except where the insertion of a few words may serve and be requisite to explain such clauses) from this my Will, for instance, in regard to the particular clauses relating to the provision for the Lecturer or Preacher of the annual sermons, of which clauses there are four, the first of them shall begin with the words, "And from and after the end, expiration or other determination of the said term of ninety-nine years, determinable as aforesaid," and conclude with the words, "twenty sermons agreeably to this my Will." The second such clause relating to the Lecturer, shall begin with the words, "And I do direct and declare that the said term of one hundred years is so vested in them, the said Ralph Leeke, John Smith and Thomas Vawdrey, upon further trust," and end with the words "prescribed on the determination of the said term of one hundred years." The third such clause relating to the said Lecturer, shall begin with the words, "And upon further trust that," and conclude with the words "in augmentation of the salary hereinbefore appointed for such Lecturer." And the fourth such clause relating to the said Lecturer shall begin with the words, "And from and after the end or other sooner determination of the said term of one hundred years, determinable as aforesaid; I give," and conclude with the words "for the said Lecturer, and the remainder of the same given to him," and so respectively with regard to the clauses relating to the provision for the author of the best dissertation and the Christian Advocate, care being taken throughout all such clauses not to introduce the same abruptly; and I desire that immediately following the last of such clauses, so to be printed by way of preface in each particular work, shall be added the invocation contained immediately previous to the conclusion of this my Will, beginning with the words, "And may the Divine blessing for ever go along with all my benefactions," and concluding with the words, "To the good of my fellow-creatures," as a proper

Abstract of the endowments of the Scholarships to be printed.

conclusion for such clauses. And further my will is, that after the conclusion of the clauses which are to be printed as an introduction to the annual sermons shall likewise be added a short abstract of the heads or material parts of this my Will, which relate to, and are for the benefit of the said four Scholarships, but in a very concise or summary way, yet expressing the particular amount of the annual stipends annexed to such Scholarships, with the devise of a moiety afterwards of the Premises in Sandbach and Bradwall for the benefit of three such scholars; as likewise the devise of a stipend from the Premises in Clive, and the sixth part of the rents and profits of the Premises in Newton and Middlewich and Clive, for the fourth such Scholarship, so that such Clergyman or persons whom the same may concern, may know that there are such endowments of which they may claim and take the benefit under the regulations, and with the qualifications therein mentioned. And I do hereby appoint and most earnestly request and trust, that this my Will shall be proved and registered in the proper court as soon as conveniently may be done, or within four months at farthest after my decease, so as to give the most early notice to the University, that proper and sufficient time may be allowed for the composing and preaching the sermons, and for the other performances, so as that the same may be completed within the time required by this my Will. And if at the time of my decease the year shall be so far advanced, that all the sermons cannot be preached at the proper time, nor the other duties and offices performed, to which the salaries are annexed, within the compass of that year, such salaries shall all sink into the rent for that year, and be disposed of as the rest of my personal Estate. And that a true and attested copy of the whole of my Will, and also another copy by way of abstract, but in the very words of the Will itself, of every clause that relates to my several benefactions to the University of Cambridge, and of this clause in particular, and with an exact account of the Estates, and the tenants and the rents that the Estates shall be then set for, together with the names, and as far as may be the ages of the several persons who may have any claim or title by this my Will to any annuity, or to the possession for life of any of my said Estates that are as above devised to such uses, shall be transmitted as soon as may be after

The Will to be proved.

Earliest notice to be given to the University.

my decease, or after such probate, to the Vice-Chancellor of Cambridge, and the two Masters of the Colleges above-mentioned, in order that the same may be duly registered or enrolled, and that proper notice of the same may be taken annually, and public mention made thereof regularly every year, as is usual in commemoration thereof, amongst the other benefactions or endowments that have heretofore been given to that illustrious University. It is my mind and will that all my personal Estate, except only such particular articles as may by me be hereinafter or by a note under my own hand excepted, together with the residue of the rents and profits of my said Estates (if any there is) not herein before disposed of, shall, as far as the same will extend, go towards payment of my debts, legacies and funeral expences, and if after such application thereof there shall still be a deficiency, and such deficiency shall not exceed the sum of four hundred pounds, I direct that the same shall be made good, and discharged out of the first rents which can arise from my said several Estates in the townships of Newton, Middlewich, Sandbach, Bradwall and Clive, nor in that case shall any of the annual sums or other interests hereinbefore disposed of, commence or be payable before such deficiency shall be made up, except the respective annuities hereinbefore given to my said Trustees and Executors, Ralph Leeke, John Smith and Thomas Vawdrey, which at all events shall commence and be payable at the days and times hereinbefore appointed for that purpose; but if it shall happen that such deficiency shall exceed the sum of four hundred pounds, in that case I direct that such deficiency shall be made good by the sale of the following House or Tenement in Middlewich, and by the sale of all or part of the other Lands or Tenements which (if such sale shall likewise prove necessary and not otherwise) I now appoint for that purpose, that is to say, All that my Messuage or Dwelling-house, and Tenement with the Garden, Outbuildings and Appurtenances thereto belonging, situate and being in Middlewich aforesaid, in a certain street there, called Wheelock Street, now in the holding or occupation of Richard Reeves, and known lately by the sign of the "Black Lion;" And all that my Messuage and Tenement with the Land and Hereditaments, containing about one statute acre and a half, thereto belonging, situate, lying and being in Clive aforesaid, and in the holding or occupation of the said

Benefactions to be commemorated.

Personal Estate.

Debts, Legacies, &c.

Deficiency of Personal Estate.

Rents of Estates.

Deficiency exceeding £400.

Estates may be sold in case of &c.

William Burgess, his undertenants and assigns, and all those Fields, Closes, or Parcels of Land in Clive aforesaid, commonly called the Weever Bridge Banks, and Piggott's Orchard, containing in the whole two statute acres and upwards, and now in the holding or occupation of the said John Manly, his undertenants or assigns; and I do empower and direct the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them or the heirs of such survivor, to sell and alien the same, and the fee simple and inheritance thereof, either together or in parcels, for the best price or most money that can be reasonably gotten for the same, discharged of all incumbrances and tythes whatsoever (except the tithes of the Lands in Clive which I direct shall in no wise be sold); but I do request that they will not sell any more than they on mature deliberation shall adjudge absolutely necessary for supplying the aforesaid deficiency, and that in such sales they will observe the following order, that is, to sell the "Black Lion" first, Burgess's Tenement the next, and last of all the said Fields, called Weever Bridge Banks, and Piggott's Orchard; and I do hereby appoint and direct that the receipt of them, the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them or of his heirs under his or their hands, shall be a sufficient discharge and discharges to such purchaser or purchasers for his or their purchase-money bona fide paid, and the Premises so purchased shall thenceforth remain and enure to and to the use of such purchaser and purchasers and his and their heirs; and I do further direct that the said Ralph Leeke, John Smith and Thomas Vawdrey, and the survivors and survivor of them and his heirs shall within three months next after the completing such purchase or purchases, render a true account in writing to the said Vice-Chancellor and Masters or some of them, of such purchase-money and the application thereof, with proper vouchers to authenticate the same. I appoint the said Ralph Leeke, John Smith and Thomas Vawdrey, and the survivors or survivor of them, receiver or receivers of the rents and profits of my said Estates in Sandbach, Bradwall and Clive, and commit to them the care and management of the same, and in case of the death of any of them, I appoint the survivors and survivor of them, and Mr Joseph Skerrat of Sandbach, attorney, and the survivors and survivor of them, receivers and receiver

Trustees to be receivers.

In case of their death.

of the rents and profits of the same Premises; and I do appoint that the said Joseph Skerrat shall have an allowance of eight pounds per annum from the rents of the premises in Sandbach and Bradwall, during his natural life, in consideration of such his trust, payable half-yearly on every twenty-fifth day of March and twenty-ninth day of September, the first of those payments to be made on such of those days as shall first happen after the commencement of his office for his trouble therein; and if on the death of any one of my said Trustees, Ralph Leeke, John Smith and Thomas Vawdrey, it shall happen that the said Joseph Skerrat shall likewise then be dead, in that case I appoint the Reverend Thomas Hodges of Church Hulme, clerk, with the then surviving Trustees and the survivors and survivor of them, receivers and receiver of such last-mentioned rents and profits of the Premises in Sandbach, Bradwall and Clive, and managers thereof, and on the death of two of my said Trustees, Ralph Leeke, John Smith and Thomas Vawdrey (the said Joseph Skerrat being then also dead), or in case the said Thomas Hodges shall refuse to act as receiver under my foregoing appointment, then I appoint the Reverend Thomas Burrows of Goostrey in the said county of Chester, clerk, and my then surviving Trustee or Trustees and the survivors or survivor of them, receivers and receiver of the same rents and profits and managers of the Premises from which such rents and profits shall arise; and my Will is that the said Thomas Hodges and Thomas Burrows shall each of them during such their respective receiverships, receive an annuity of eight pounds per annum, such annuities to be issuing and payable out of the rents and profits of the Premises in Sandbach and Bradwall, comprised in the said term of two hundred years, and to be paid (as well as the said annuity to the said Joseph Skerrat) by the person or persons in whom that term shall from time to time be vested by equal half-yearly payments on the twenty-fifth day of March and twenty-ninth day of September, the first of those payments to be made on such of those days as shall first happen after they the said Thomas Hodges and Thomas Burrows shall respectively enter on the execution of their office; and from and after such time as the Premises in Middlewich and Newton shall vest in the said University in possession, I direct that the said receivership

Mr. Jos. Skerrat.

Revd. Thos. Hodges.

Revd. Thos. Burrows.

With like Annuities.

shall cease, provided the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges and Thomas Burrows be all of them then dead, or do not accept the office; otherwise at the decease of the survivor of them, and after the decease of such survivor, I do recommend the said Vice-Chancellor and Masters to appoint from time to time the Vicar of Middlewich for the time being, or the Vicar of Sandbach for the time being, if resident in their respectives cures, to supply the place of such receiver, and also of the Premises in Middlewich and Newton, when they shall vest in the said University in possession, and to allow such Vicar five pounds per annum out of the rents of Clive, and five pounds per annum out of the rents of Sandbach and Bradwall in respect of the trouble; but if neither of such resident Vicars will accept the office, or if the said Vice-Chancellor and Masters or any two of them shall not think proper to appoint such Vicars thereto, the said Vice-Chancellor and Masters or some two of them are to appoint some other proper person with the like allowance or any other sum which shall appear to them proper.

The Vicar of Middlewich recommended to be Receiver.

With Salary of £5 from Clive, and £5 from Bradwall and Sandbach.

And I do expressly direct that the said successive receivers shall before Christmas in each year transmit to the Vice-Chancellor a just and true account of the rents of the preceding year, that is of the rents which shall have been due at the Lady-day preceding, and of his the said receiver's receipts and payments in respect of that year, under the penalty of forfeiting for every such default one-half of such receiver's salary, which moiety so forfeited shall sink into the rents of the respective Estates chargeable therewith. And I do empower the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges and Thomas Burrows from time to time during their respective receiverships, and after the determination thereof, the said Vice-Chancellor and Masters or any two of them, to set, let and demise any part of the Premises committed to their respective management for any term or number of years not exceeding twenty-one years for the best and most improved rent that can be reasonably had, and not to take any fine whatsoever on any account for the same, such rent to go according to the limitation in this my Will; and also to enter into contracts and articles as Lessors with the respective Tenants as they shall adjudge

Receiver to transmit Accounts before Christmas each year

under Penalty.

Power of letting Estate.

most advantageous or proper for the management of the said Estates, which I do direct shall be binding to all claiming under this my Will. But I do restrain the said receivers, Vice-Chancellor and Masters and every of them, from granting any Leases other than in manner aforesaid, and enjoin the execution of counterparts of the Leases hereby warranted: and I do direct that such Leases shall respectively contain in them Covenants from the Lessees that they, under a sufficient penalty yearly and every year at their own expence, plant and preserve from destruction (if the Lands so to be leased shall be in Sandbach and Bradwall) after the proportion of twenty oak-plants, fifteen ash-plants and fifteen sets of poplar for the whole of my said Estates in Sandbach and Bradwall; and if such Lands so to be leased happen to lie in Clive aforesaid, then after the proportion to each Lessee of fifteen oak-plants, fifteen ash-plants and fifteen sets of poplar for the whole of my said Estate in Clive. And I further empower the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges and Thomas Burrows from time to time during their respective receiverships, and after the determination thereof the said Vice-Chancellor and Masters or any two of them, to set, let or demise all or any of my said Houses or Cottages in Newton and Middlewich aforesaid or in either of them for three lives, or for three lives and twenty-one years to commence from the death of the survivor of such three lives, to any person or persons who will be tied, if there shall be a just occasion for such building, to build a new House or Houses at their own expence in the room of those which shall be so demised, so as upon every such Lease or Leases a proper rent, or at least the accustomed rent shall be reserved, always making a just allowance for such their expence, which rents as well as the fines to be received for the granting of such Leases I do direct shall go and be applied to such and the same uses as the Houses so to be leased shall then stand limited to by this my Will. And I do also empower my same last-mentioned Trustees during their respective receiverships, and afterwards the said Vice-Chancellor and Masters or any two of them, to take and allow timber and wood in the rough from any part of my said Estates or any of them where it can most conveniently be spared for the necessary repairs, building or re-building of any part or all of the said

Covenant for Planting.

Houses in Newton and Middlewich may be let for three Lives.

Timber and wood allowed for repairs.

Premises, so as a sufficient stock of timber be constantly left and preserved on my said Estates for the future repairs, buildings or re-buildings thereof. And if it shall at any time come to pass that the timber on my said Estates shall increase so much as to be considerably more than will be required for such buildings and repairs as above-mentioned, then I do empower my same last-mentioned Trustees during their respective receiverships, and afterwards the said Vice-Chancellor or Masters or any two of them, to sell so much of the said timber as shall be more than necessary for such buildings and repairs for the most money that can reasonably be gotten for the same. And I do direct that the money to be raised by the sale of such timber shall by my same Trustees, if during their receiverships, but if afterwards then by the said Vice-Chancellor and Masters or any two of them, be laid out in the purchase of Lands and Hereditaments in the said County of Chester or in any neighbouring county, and such Lands and Hereditaments immediately on the purchase thereof shall be duly settled, so that the rents and profits thereof shall go to the use and benefit of the Lecturer and of the Christian Advocate to augment their several salaries, and shall every year be equally divided betwixt them. Provided always that if it shall at any time hereafter happen that the owner or owners for the time being of the Field next to the said Thomas Andrews's Dwelling-house and Orchard in Clive aforesaid, and of the little Close or Field adjoining to that Field both at this time the inheritance of George Wilbraham, Esquire, shall be inclined to make an exchange of those two Fields for any equivalent part of my said Lands in Clive, or in case of any other Fields in Clive which it may be a mutual advantage to both parties to have exchanged for such equivalent Lands in Clive, then and in such cases I do authorize and empower the said receivers during their respective receiverships, and afterwards the Vice-Chancellor and two Masters of Saint John's and Trinity Colleges for the time being, to make such exchanges: And I do direct that such of my Lands which shall be so given in exchange shall be and remain unto and to the use and behoof of the person or persons who shall receive them in exchange, their heirs and assigns for ever, freed and discharged from all and every the devises thereof hereinbefore contained: and the said two Fields or any other Fields in Clive so

Timber may be sold and the money laid out in purchase.

Exchange may be made of Houses, &c. in Clive.

to be had in exchange for their mutual convenience by the said receivers or the said Vice-Chancellor and Masters, shall by them immediately after such exchange shall be completed be settled to such and the same uses as the residue of the said Premises in Clive shall then stand limited by virtue of this my Will. And if it shall happen that the Freeholders in any of the Townships wherein my said Estates lie shall be desirous to enclose by consent any of the Commoning belonging to such Township, I do empower the said receivers during their respective receiverships, and afterwards the Vice-Chancellor and Masters of Saint John's and Trinity Colleges for the time being, to consent to such enclosures. And I do direct that their consent shall be binding to all and every person and persons who shall successively become entitled to such my Estates by virtue of this my Will, provided no fine be taken for such consent, and that a proportionate part of such enclosed Commons be allotted to go along with and make a part of the respective Estates to which it was before appurtenant. And in case of any extraordinary damage happening to the Buildings of either of my said Estates, whether of Clive or of Sandbach with Bradwall or to any of my Houses in Newton or to the Public House in Middlewich, in which Charles Sherrat lately dwelled, by fire, tempest or otherwise, I empower the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges and Thomas Burrows during their respective receiverships, and afterwards the Vice-Chancellor and Masters or any two of them, to borrow such sum of money as shall be sufficient to make good such extraordinary damage, or if the same be thought proper to re-build any of the said Houses either in the whole or in part only, either in the Townships of Clive or of Newton or Middlewich or of Sandbach and Bradwall, and by any deed or appointment by way of mortgage to make such sum, together with interest for the same, a subsisting charge on such Estate where such extraordinary damage shall happen. And my mind and will is that one-fourth part of the rents of all my Lands or Estates shall be appropriated and shall go every year towards the payment of such debts last-mentioned until the whole shall be paid off and discharged. And further it is my will that during the respective receiverships of the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges

Power to consent to Inclosure.

In case of Fire, &c.

Deeds, &c. to be in care of receivers, or &c.

and Thomas Burrows, all my deeds, evidences and writings shall be in the custody of the same receivers, or else be transmitted by them to Cambridge to the principal Trustees there. And I do appoint that as well the said Ralph Leeke, John Smith, Thomas Vawdrey, Joseph Skerrat, Thomas Hodges and Thomas Burrows, as the said successive receivers hereafter to be appointed, shall be allowed all reasonable expences relating to such their receivership over and above the allowances aforesaid. And further, that they the said Ralph Leeke, John Smith and Thomas Vawdrey, their heirs, executors and administrators, shall retain out of the money which shall come to their hands all such costs, charges and expences as they or any of them shall sustain or be put unto in the execution of the trusts hereby reposed in them. And I do direct that they shall not be answerable for any more monies than what shall actually come to their hands, nor for any loss which may happen to the said monies so as the same happen without their wilful default, nor the one of them for the other of them, or for the acts, deeds or disbursements the one of the other, but each of them for his own acts, deeds, receipts and disbursements only. Provided always, and I do give and devise to the said Thomas Vawdrey during his life only, notwithstanding any of the devises hereinbefore contained, my capital Messuage of Elworth which I now inhabit, with the Gardens and Fold and such of the Outbuildings as are in my own occupation, he the said Thomas Vawdrey keeping the same premises in reasonable repair: And during such Life Estate to the said Thomas Vawdrey, I do exempt those particular Premises from any taxes or duties whatsoever, be the same parliamentary or otherwise (except the window-tax), and from all charges and incumbrances created by this my Will, and direct that such taxes or duties and all such charges and incumbrances from which I do exempt them shall be borne by the rest of my Lands in Sandbach and Bradwall aforesaid, and, subject to the devise contained in the last proviso, I do direct that the said House, Outbuildings, Gardens and Fold, shall go and be enjoyed in the manner prescribed in the preceding part of this my Will. And as to the disposition of my personal Estate, it is my mind and will that an inventory shall be made of all my Goods and a Catalogue taken of all my Books as soon as conveniently may be after my decease; And as to my sermons

Costs and Charges.

Indemnity.

Elworth to Thomas Vawdrey for life

from Taxes, except revoked, 2d Codicil, p. 56.

Inventory of Goods, &c.

Sermons.

that are in manuscript, they were chiefly intended for a plain congregation in the country and a small curacy which I held there, in which it was my lot to preach and spend many years of a life, which as I think that no man did ever envy, so I bless God that no man could ever reproach: it is therefore my desire and will that none of them shall be at all copied by any person, or lent to any one whatsoever, but that the same shall be wholly committed to the flames within one month after my decease, unless I shall leave particular directions under my hand to the contrary. And as for and concerning my Books and all my other Goods, Chattels and personal Estate, in which I do include a proportional part of the rent which shall be due from any of my Estates from the last rent-stage or rent-day to the time of my death in such manner as if I had been only tenant for life of the Premises, I do direct that the same shall be sold, disposed of and converted into ready money, and be a fund (in conjunction with that hereinbefore mentioned) for the payment of my debts, legacies and funeral expences and charges thereto incident. And out of such fund I give the several legacies following, that is to say, I bequeath the sum of forty pounds to be laid out in the purchase of pious and good books to be given away after Evening Service on the several Sundays, either from the first Sunday after Easter unto Whitsunday, or from the first Sunday in Advent until Christmas-day (as the same may happen after my decease) to such poorer inhabitants as are able to read themselves or that have children that want to be instructed in their duty in the several Townships after mentioned, in the proportions and manner following, that is to say, twelve pounds in the two Townships of Middlewich and Clive, twelve pounds in Northwich and Witton Townships, and ten pounds in the Townships of Sandbach and Bradwall; and as to the remaining six pounds I direct that three pounds thereof shall be given to the inhabitants of the Chapelry of Church Hulme in the chancel there, and the other three pounds to the inhabitants of the Chapelry of Goostrey and in the chancel there. All which said sums after being laid out in the good books following are to be disposed of at the times and in the proportions aforesaid at the discretion of the respective residing or officiating minister and churchwardens or overseers of the poor of the said townships with the consent of my executors. And I

Books and Goods to be sold.

Pious Books.

do direct that twenty shillings out of each of the said sums of twelve pounds, ten pounds, and three pounds, shall be laid out in Watts's Divine Songs for Children, and the remaining sums of two pounds in Church Hulme and Goostrey, as well as also three pounds more out of each of the said sums of twelve pounds to be in each of those respective places, to which the said sums are bequeathed, laid out and expended in explanations of the Church Catechism, the Husbandman's Manual, and the Preface to the old Whole Duty of Man, on the Necessity of Caring for the Soul, or in any other small books which may answer the same divine purpose. And whatever books of these kinds I may have by me at my death, I direct shall be given in manner aforesaid in the townships of Sandbach and Bradwall. And in the disposal of the aforesaid smaller books, such children as have duly said their Catechism in the Church should have the preference. And the two sums of eight pounds which remain from each twelve pounds and the nine pounds that remain from the ten pounds given to Sandbach and Bradwall, I further direct shall be laid out in larger books proper for persons that are more advanced in years and discretion, such as the old or new Whole Duty of Man, the Practice of Piety, the Husbandman's Spiritual Companion, Husbandry Spiritualized, by Flavell, otherwise called the Heavenly Use of Earthly Things, Archbishop Wake's Commentary on the Church Catechism, Watts on the Love of God, Sherlock upon Death, and particularly Doddridge's Discourses in Ten Sermons on Regeneration, since they are on a subject that is much degraded and discredited by the folly or madness of the Methodist and other enthusiasts; and I could earnestly wish to have the following three books on so important a subject as the blessed Sacrament bound up and given together, that is to say, Archbishop Synge's Answer to the Excuses or Pretences for not coming to the Holy Sacrament, Bishop Fleetwood's Reasonable Communicant, and the Companion to the Altar, as also the Christian Institutes, or the Whole Faith and Duty of a Christian, from the Holy Scriptures, by Bishop Gastrell, and likewise the Christian's Instructor, or Pocket Companion, extracted likewise from the Holy Scriptures, and recommended by Bishop Sherlock, the late learned Bishop of London, all which are judiciously fitted for common use. There is likewise (God be praised) a great

variety of other good books that may be had if all the foregoing cannot, but the above I would particularly recommend, and would have all of them of the smaller editions if they shall appear to be of a clear letter and legible print. And I do likewise hereby appoint and direct that a copy of the clauses of this my Will so far as relates to the several benefactions for the relief of distressed housekeepers and for buying good books to be given to the poor at my death shall be sent to the residing or officiating minister and churchwardens or overseers of the poor in all and every the several townships above mentioned within two months after my decease. And I do direct and desire that my Executors will, as soon as conveniently may be after my decease, in order as well to prevent any error or misapplication in the distribution of my benefactions as to induce others to the like charitable donations, procure a tablet to be hung up in each of the parish churches of Middlewich and Sandbach, in some conspicuous part of the walls thereof, with an inscription to be written on each such tablet in large letters and expressed in the following words:—"Be it remembered that by the appointment and donation of the late Reverend John Hulse of Elworth, in the County of Chester, Clerk, by a grant or deed inrolled in the Court of Chancery November the fourth, one thousand seven hundred and seventy-three, there is an annual rent-charge of ten pounds from his Estate in Clive given and appropriated in trust for the following purposes, videlicet, four pounds to be annually distributed by the vicar and churchwardens of Middlewich Parish in the said County, after evening service, on every first Sunday after Christmas-day, in the chancel of Middlewich Church, amongst poor housekeepers who should dwell in and belong to the said township of Middlewich, in proportion to their particular distress, that is to say, to such only as should appear to be persons of sober and good character of the Protestant religion, having no relief or pension from the said township, yet appearing to want the same; in short, as the said John Hulse describes in his own words, such as may be too modest to desire relief yet seem too deserving to be denied, by which his express words the said charity is so limited and restrained as to be given to such persons only and no other persons whatsoever. And on trust that another four pounds (further part of the said rent-

Tablet of benefactions to be hung up in churches.

charge) should annually by the vicar or residing minister and churchwardens of the parish of Sandbach in the said county be distributed and given to such persons only as before described, who are inhabitants of and belong to the township of Sandbach only, to be given in the same manner as the annual four pounds given to Middlewich. And on further trust that the residue of the said rent-charge of ten pounds should be paid to the vicar or resident minister for the time being of Middlewich aforesaid on condition that he should once in every two years preach a sermon in the afternoon of the first Sunday after Christmas-day on that truly Christian duty of doing good to mankind, or that amiable virtue of charity, a subject which can at no time be unseasonable." And whereas devises to religious and charitable uses may seem to be more uncommon of late and too much discouraged, many persons not rightly understanding the extent and meaning of the late Mortmain Act, it is my desire that a short paragraph be drawn to the following effect, signifying that after a proper provision made by such a testator, the Reverend John Hulse, late of Elworth in the County of Chester, clerk, for his several relations, he having left no children nor his relations having any, there are such particular endowments and benefactions left by him to the University of Cambridge, as also a certain provision for the education there of four clergymen's sons with the conditions on which the benefactions are left and to what religious uses, the same with their several uses and the salaries left for their support to be all particularly expressed, but in a summary way, and a concise abstract of the same to be inserted within six months after my decease in two different but more noted London newspapers, to the intent that in an age so abandoned to vice and devoted to shameful infidelity and luxury it may prove a means through the Divine grace to induce others to the like seasonable benefactions. I give to my nephew and Executor Ralph Leeke (and this exclusive of any debt or sum of money that is at this time or may at any time hereafter become due or owing to him from me) the sum of sixty pounds as a gift or legacy only, and to the Reverend Mr John Smith another of my Executors the sum of forty pounds, and to my other Executor Mr Thomas Vawdrey the like sum of forty pounds, and to my brother-in-law Mr Richard Edward Hall eight guineas, and also

Benefactions to the University to be published in newspapers.

Legacies to L. Leeke and to J. Smith.

Mr Th. Vawdrey.

Mr Rd. Edwd. Hall.

to my nephew Mr Edward Hall ten guineas. I give to the Society assembling annually at Warrington the sum of thirty pounds for the use of the widows and children of distressed clergymen, and likewise to the Infirmary at Chester the sum of ten pounds; I give to my faithful servant Elizabeth Holford, who is now married to Thomas Plant, if she shall continue to live in my family and service to the time of my death, the sum of sixty pounds (and this exclusive of any debts which now are or may hereafter become due from me either to her or to her husband); and if at that time I shall likewise keep three other servants in my family, my will is that the sum of twenty pounds shall be given to such other servant who shall at that time have lived the longest in my family immediately before and until my decease, twelve pounds to such other servant as shall have so lived with me the next in point of time, and eight pounds to such other servant as shall have so lived with me the shortest time. And if the said Elizabeth Holford shall have left my family and service before my death and I shall then keep four other servants in my family, in that case I direct that twenty pounds shall be given to the first, ten pounds to the second, six pounds to the third, and four pounds to the fourth such servant, according as they shall stand in priority of time and service with me immediately previous to my death. And if it shall happen that after payment of my debts, legacies and funeral expences, there shall be a residue of my personal estate, and such residue shall not amount to more than sixty pounds, in that case I direct that the same shall be given and divided amongst all my domestic servants (including the said Elizabeth Holford if then with me) in proportion to the different length of time they shall have lived with me immediately previous to my decease. And if such residue shall exceed sixty pounds and yet not amount to one hundred pounds, I will that the sixty pounds shall be placed out at interest and the remainder given amongst my servants in the same manner and proportion as hereinbefore directed in case such residue had not amounted to sixty pounds. And if such residue shall amount to one hundred pounds or upwards, I direct that the same shall likewise be placed forth at interest after deducting therefrom so much as will reduce it to an even sum, to wit, if the same shall amount to between one hundred pounds

Mr Edwd. Hall.

Society at Warrington.

Chester Infirmary.

Eliz. Plant.

Servants.

Residue of personal estate.

and one hundred and ten pounds to be reduced to one hundred pounds, if it shall amount to any sum between one hundred and ten pounds and one hundred and twenty pounds to be reduced to one hundred and ten pounds, and so progressively, and the overplus so to be deducted for the purpose of making an even sum shall be given to my servants in the proportion last above mentioned. And it is my will and meaning that the sum so to be placed forth at interest shall be put out by and in the names of the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, or the executors, administrators, or assigns of such survivor, and the interest and produce thereof annually paid unto and amongst my said servants in proportion to the time they shall respectively have lived with me previous to my death during their respective natural lives, and when any of them shall die the share and interest before payable to such descendant shall go and be paid from time to time in the same proportion amongst the survivors and survivor of them. And from and after the death of my said servants, I direct that the principal sum so placed out shall by the said Ralph Leeke, John Smith and Thomas Vawdrey, or the survivors or survivor of them, his executors, administrators, or assigns, be paid over to the then surviving trustees appointed by my before-mentioned grant or rent-charge of ten pounds from my estate in Clive, to be by them placed forth at interest, and such interest for ever appropriated and paid to the same objects of charity in Middlewich and Sandbach equally as in the said grant is directed with respect to eight pounds, part of the said annual sum of ten pounds. And if such additional benefaction to the townships of Middlewich and Sandbach shall take place I request my Executors to insert the amount and purport thereof in the tablets hereinbefore directed to be hung up in the parish churches of Middlewich and Sandbach, as well as in the parish-books respectively kept in each of the parishes. I give to each of the servants in my family at my decease one suit of mourning and likewise one guinea a-piece to such as shall have lived with me one but not two years, and to such as shall then be living in my service and family and have continued therein above two years the sum of two pounds for every such year after the said two years over and above their wages as a legacy, but the same

shall not be allowed or given for either of the two first years. To such of my worthy friends as are hereinafter mentioned I leave or give as follows: To my much esteemed friend Doctor Fothergill of London five guineas, and to the Reverend Mr Hunter vicar of Weeverham, author of the Answer to Lord Bolingbroke, the sum of two guineas, and to the said Mr Joseph Skerratt the like sum of two guineas. I likewise leave or give the sum of five pounds to the distressed housekeepers of the township of Sandbach and that dwell there, and the like sum of five pounds to the distressed housekeepers of the township of Middlewich and that likewise dwell in that township, the same to be given within two months after my decease in the chancel of each church on the Sunday after evening service, and to such persons only as are too modest to desire relief yet seem too deserving to be denied, and that in other respects answer to the character and description given of them by me in the grant of an annual rent-charge lately executed for their use by me from my lands in Clive, and since enrolled in Chancery as is hereinbefore mentioned. And lastly, I do appoint the said Ralph Leeke, John Smith and Thomas Vawdrey, Executors of this my last Will and Testament, and do particularly rely on their fidelity and care for the proper execution of their several trusts. And as to one particular annuity in this my Will as before expressed, my further meaning is, that whereas Elizabeth Holford therein mentioned is since married to Thomas Plant, now in my family and service, and whereas I have left one annuity during her natural life of thirty pounds a year with some legacies to the said Elizabeth Holford, now Elizabeth Plant, on certain conditions before mentioned, it is now my will and meaning that the said annuity and legacies shall belong to her alone. And these I leave and give exclusive of any debts which now are or may hereafter become due from me either to her or her husband, and shall be to her sole use and considered as her property only and at her disposal by any act, deed, or will, notwithstanding her coverture, and as such shall be payable to her or her order only and to none else, and shall become due on the former conditions only as to her continuance in my family and service until my death as before mentioned, and not otherwise. And that her receipt alone shall be a sufficient discharge or acquittance for the above, whether annuity or

Legacies.

Dr Fothergill.

Mr Hunter.

Mr Skerratt.

Distressed housekeepers in Sandbach and Middlewich.

legacy, whenever the same shall be duly paid at the times before mentioned. And as to my three principal Trustees in Cambridge, namely, the Vice-Chancellor, the Master of Trinity College and the Master of Saint John's College, though there is great reason to believe that they will freely contribute their best endeavours to the promoting so good a design, yet it is now my desire and my will that the small sum of two guineas to the Vice-Chancellor and of one guinea and half to each of the two other Trustees shall every year become due and payable on the first day of January, and the first payment to be made after the first full year from my decease, and afterwards instead thereof another allowance of three pence in the pound to the Vice-Chancellor and of two pence in the pound to each of the two other Trustees shall commence, that is to say, from such time as any of the above-mentioned Estates shall become vested in the said University in possession, and not sooner, and such last allowance shall from that time take place and be duly paid every year out of the rents of those estates by those learned persons that shall be entitled to receive the salaries before mentioned, as a small and humble acknowledgment of the trouble which my said trustees may have on their account, at which time the former allowance shall entirely cease. And as to the particular clauses before mentioned that relate to any of the endowments by me left for the use of those learned persons, which clauses were directed to be printed before their several works, by way of preface or introduction to the same, and were also directed to be printed at large, and in the very words of the Will, some of which being very long would so far add to the trouble and expence occasioned by printing the same, it is therefore now my will to have only such particular clauses as most expressly and at large describe the duty or office of the Lecturer, and of the Christian Advocate, and of the author of the dissertation, to be printed whole and entire and in the very words of the Will as to the duty or office to be performed, without alteration or abridgment; and as to all the other clauses which relate to the future augmentation of the salaries, or to the endowment or establishment of the scholarships, or to the qualifications of the scholars with their particular annuities and augmentations, my will is that only the material parts, or

£2. 2*s.* to the Vice-Chancellor, and £1. 11*s.* 6*d.* to the Master of Trinity College and Master of St. John's College, till the estates vest in the University, and then, &c.

What clauses shall be printed at large.

chief heads and stipends shall be mentioned, and in a concise way and with few words, so as to save all unnecessary trouble and expence in printing the same, which will fully answer my intention; for the clauses which express the particular office or duty to be performed do at the same time likewise particularly mention the immediate or the principal stipend or salary annexed to each, and these last clauses only are to be printed as they stand verbatim and entire, and all the other clauses are to be abridged and the substance only expressed in few words, and none but those particular clauses which relate to each particular treatise, or which are expressly directed to be therewith (as the endowment of the scholarships is with the sermons), shall be printed along with or as an introduction to the same. And whereas I have before in this my Will left an endowment for one Scholarship from my Lands in Clive, I do now on more mature deliberation think fit to revoke and make void the same, and I do now hereby revoke every clause relative to the foundation and endowment of that scholarship from Clive only, and declare the same to be wholly void; and as to the annuity from Clive annexed to it, and its future augmentations from Newton and Middlewich, I do hereby annex all the salary, and for ever appropriate the whole to the sole use and benefit of the Lecturer or Preacher as an addition to his other stipend, the whole of that annuity and of those augmentations to be received every year by him only and to remain to his sole use and benefit for ever, subject to the like restrictions as before specified respecting the original endowment for the said Lecturer or Preacher. And it is also my will that no lease shall ever be made to any tenants without an express clause to be inserted therein, to prevent any voluntary and permissive waste by them or others in any of my said Lands or Tenements, with a sufficient penalty to be incurred or forfeited for falling or cropping trees (unless for repairs and re-building thereon as before mentioned), or for any other waste committed either through their fault or neglect whatsoever. And as to this my Will, if the same shall not be duly proved and a regular copy thereof shall not be sent to my Trustees in Cambridge within six months after my death, then for such omission or neglect, each of my Executors or Trustees shall lose or forfeit one-half of such legacy or legacies as they would otherwise have

Scholarship on the Clive Estate revoked, and the salary given to the Lecturer.

Covenant in Leases to prevent waste.

been entitled to; all which forfeitures shall then sink into my personal Estate and go along with that to my residuary legatees. And likewise if any of my Executors shall die in less than two years after my decease, and before the books hereinbefore particularly mentioned are distributed, and all my other benefactions intended for this neighbourhood are duly given as directed, in such case one-half of such legacy which such Executor or Executors dying as aforesaid might otherwise have been entitled to, shall then go to such new Executor as shall succeed and duly act in his room, anything herein contained to the contrary in any wise notwithstanding; and if it shall happen that any of my Executors or Trustees shall not accept such Trust, or if accepting shall neglect the same, in such case such Executor or Trustee so neglecting, shall entirely lose his or their particular annuities and legacies and all advantages from this my Will, and one-half of such forfeiture (that is of such legacy only) shall then go to the person that shall succeed and duly act as Executor in his room, and the other half shall sink into the personal Estate to go to the residuary legatees as before directed, and such forfeited annuity shall go to such uses as are before appointed on the death of such Executor, anything herein contained to the contrary in any wise notwithstanding; and as to all other articles, whether annuities or legacies as well as debts, my will is that the same shall be duly and punctually paid as before directed, and not at all suspended or delayed like the legacies to those Executors in the cases last mentioned on account of those contingencies. And as to the sale of my own books, whatever the sum from thence arising shall amount to more than one hundred pounds, for every fifty pounds of such overplus, my will is that the sum of two pounds ten shillings, and so in proportion for any greater or less sum, shall be paid and given (out of such overplus only) to such of my Executors or Trustees as shall have the care and trouble of selling the same, as a reward for such their diligence. And in like manner I request and rely upon the care and fidelity of all my Executors in the conscientious execution of the great trusts herein committed to their care, and may the Divine blessing for ever go along with all my benefactions, and may the greatest and the best of Beings, by his all-wise providence and gracious influence, make the same effectual to his own glory and the good

Executors not accepting of Trust.

Books.

of my fellow-creatures! Thus earnestly praying that due honour and reverence may be ever paid to the Supreme Fountain of bliss and goodness, and sincerely wishing all increase of true religion and virtue and satisfaction to mankind, I desire when the Divine Providence shall think fit to exchange this frail and transitory state for one that is infinitely and eternally happy in Jesus Christ, Amen. In witness whereof and to this my Will (the conclusion of which I now think proper to write thus with my own hand, as I have also myself deliberately drawn many paragraphs herein contained, and which are now expressed in my own words as well as duly considered and directed the whole), I do therefore now accordingly subscribe and affix my hand and seal, and likewise to another the duplicate of this, and in all respects exactly the same Will, and of the same date with this, which I thought proper to provide to prevent accidents, and at the same time that I revoke and cancel all former Wills by me made at any time, I do declare this and the duplicate of this to be my last Will and testament, this twenty-first day of July, in the year of our Lord one thousand seven hundred and seventy-seven.

JOHN HULSE.

The writing contained in this and the preceding pages was signed, sealed, published and declared by the Testator, the Reverend Mr. John Hulse, as and for his last Will and Testament in the presence of us, and by us attested and subscribed in his presence, the Testator having also written his name at the bottom of each page in our presence.

LAWRENCE STEELE *of Sandbach, Ironmonger.*
WM. LOWNDES, JUNR. *of Sandbach.*
RICHARD DARLINGTON *of Sandbach.*
THOS. DANIEL *of Bradwall.*

Extract from the first Codicil, March 3, 1779.

AND whereas the waste lands in Clive are now going to be enclosed by the consent and for the use of the Freeholders of that township, wherein one of my estates lies, as mentioned in my Will, when the same shall be completed, and a proportionable

share thereof allotted to be added in my right to my estate there, it is my will and mind that, after such addition shall be made, the annual sum of ten pounds from my lands in Clive shall be likewise added to the reward or premium for the best dissertation, such ten pounds to be duly paid every year to the author of such dissertation, and to go and be received by him for his own use from my estates in Clive, as an additional reward over and above all that I have before left in my Will for that purpose, anything therein before contained to the contrary in any wise notwithstanding.

Extract from the third Codicil, August 17, 1782.

And whereas I have therein left or devised an annuity of thirty pounds a year (as the rents then stood) to be paid from my Lands in Sandbach to my brother Robert Hulse, who is since then dead, and after his decease to go to the use and support of one of the three scholars in Saint John's College in Cambridge, as is particularly mentioned in my Will, I do now declare and appoint that instead of going immediately to such use, the same shall go directly on my decease and be paid in the following manner, that is to say, the same annuity, whether more or less, as the rents shall then stand, shall be every year divided into two equal parts or shares, and one such half or equal share shall every year be paid during her life to the said Ellen Delves, the sister of my servant before mentioned; and the other half or moiety shall be likewise paid every year to my ingenious friend Mr Edward Ryley of Sandbach, during his life, to whom I likewise leave my Violins and Flutes, and all Corelli's Works and Purcell's Book of Songs with his Sonatas, and all my Solos and Sonatas and single songs for those instruments, as he has shewn so much care and judgment by some very useful additions which he has made to my organ, of which he understands the construction so well, and is indeed a fine mechanical genius buried in obscurity; to whom I therefore give an equal share of the above annuity, and the other half to the said Mrs Delves, to be duly paid to each during their joint lives. And it is also my mind and will, and I direct that on the death of either the said Ellen Delves or Edward Ryley, their particular share (whether his or

hers) shall go immediately to my good servant Elizabeth Plant before mentioned, to be for her sole use during her life, and if she shall outlive the other two, then she shall have the whole of the annuity, and in like manner the survivor of the three shall have the whole, and from and after the decease of all those three, and not before, the said annuity shall go to the support of one of those three scholars that are particularly mentioned in my Will.

Extract from the sixth Codicil, Sept. 10, 1785.

And as to whatever money I shall have at my decease, or which may then be due to me, or shall arise from the sale of my personal estate, it is my will that the same shall be placed out to interest until it can be laid out in some convenient purchase of land (which I earnestly desire to have done as soon as possible); and as an encouragement thereto I direct that the sum of ten pounds, besides all reasonable expences, shall be given as a reward to such Trustee as shall be most instrumental to such purchase; and it is also my will that all the rents and profits that shall arise from such purchased lands, or from any before purchased in my lifetime, shall all go to the sole use or benefit of my two faithful servants Thomas Plant and Elizabeth his present wife and to the survivor during their natural lives, and that they or the survivor of them shall every year duly receive those rents or the interest of all the money before mentioned (until the same shall be laid out in land) to their own use and benefit, along with their annuities: And from and after the decease of both, and not before, the whole of those rents or the interest of all the money shall be divided into six equal parts or shares, and that three of such parts shall go every year to the use of the Lecturer or Preacher mentioned in my Will, and that two other such parts shall likewise be received every year by the Christian Advocate for his own use, and the remaining sixth part shall also go and be given to the author of the best dissertation as an additional reward to each, and to no other use whatsoever.

Extract from the eighth Codicil, Nov. 22, 1788.

I the before-named John Hulse, Testator of the foregoing Will, bearing date on or about the first day of July, in the year of our Lord one thousand seven hundred and seventy-seven, do make this as a Codicil to my said Will, and do order and direct that the same be considered and taken as part of and annexed to my said Will as an additional eighth Codicil thereto: Whereas

Estate in Moston.

I the said John Hulse have lately purchased a Messuage or Tenement and Lands in Moston, in the County of Chester, from the Right Honorable Lord George Vernon, late in the holding of Richard Darlington as tenant to the said Lord George Vernon, now in my possession and in the possession of my under-tenants and assigns; Now I do hereby give, devise and bequeath the rents, issues and profits of the same Estate and Premises, subject to the annuities hereinafter mentioned (from and immediately after the payment of my debts and legacies) unto my servant

To T. and E. Plant for their lives,

Thomas Plant and Elizabeth his now wife for and during their joint lives, and to the survivor of them during his or her life for their, his and her sole use: and from and immediately after the decease of the survivor of them the said Thomas Plant and Elizabeth his wife, it is my mind and desire that the rents, issues and profits of the same Estate and Premises for ever, subject to the annuities hereinafter mentioned (if my debts and legacies shall be then paid and satisfied), be divided into six equal parts or shares, and that three such parts thereof be yearly received and

and then one-half to the Lecturer, one-third to the Christian Advocate, one-sixth to the Dissertator.

taken by the Lecturer or Preacher mentioned in my Will or the Codicil thereto annexed for the time being, and two other such equal parts to be yearly received and taken by the Christian Advocate, also mentioned in my Will or the Codicil thereto annexed, as an increase to both their salaries, and the remaining sixth part or share to be yearly received and taken by the author of the best Dissertation, as an additional reward for his

Charged with two annuities 40*s.* to M. Proudlove, 20*s.* to M. Moss.

trouble respecting the same. And I do hereby charge the same Estate and Premises (from and immediately after the payment of my debts and legacies) with the payment of an annuity or yearly sum of forty shillings to Mary Proudlove, wife of Joseph Proudlove of Sandbach, in the County of Chester, at Christmas yearly (in case her life and conversation from henceforth as long as she

shall live be not any ways bad or immoral); and also (from and upon the contingency aforesaid) with the payment of one annuity or yearly sum of twenty shillings to Martha Moss, of Elton, in the Parish of Warmingham, in the said County, schoolmistress, at Christmas yearly (in case her life and conversation from henceforth as long as she shall live be not any ways bad or immoral); And whereas I have before left an annuity of fifteen pounds a-year, and afterwards a second annuity of fifteen pounds more on a contingency to Mrs Ellen Delves, payable from my lands in Sandbach and Bradwall; and also all the interest of all the money then placed out at interest, or thereafter to be placed out at interest, to the said Ellen Delves and her husband for their joint lives, and the life of the survivor of them; Now I do hereby revoke, cancel and make void all and every that clause and clauses that in any wise relate to those annuities, or to any money or interest of money whatsoever therein-mentioned to be paid, or hereafter payable, and instead and lieu thereof, do give and bequeath to the said Ellen Delves an annuity of five pounds a-year only for her life; and twenty-five pounds, the remaining part of the said two fifteen pounds annuities, I give and bequeath to the said Thomas Plant and Elizabeth his wife for their joint lives, and to the survivor of them for his or her life, in consideration of the care and attention that they have shewed to me in my now most infirm and weak condition; and in case the said Ellen Delves shall happen to die in the lifetime of the said Thomas Plant and Elizabeth his wife, or in the lifetime of the survivor, it is my mind and desire that the same annuity of five pounds shall be paid to the said Thomas Plant and Elizabeth his wife, during their joint lives, and to the survivor of them during his or her life, and do declare that the several annuities hereinbefore and hereinafter named (in case of non-payment of their annuities) shall have the like power to distrain, and the like remedies for recovery of their said annuities as any other annuitants have under or by virtue of my Will or the Codicils thereto annexed. And whereas I have left an Endowment for three Scholarships, which I have appointed to be paid from my lands in Sandbach and Bradwall, one of which was to have commenced after the death of my brother Robert Hulse (who is since dead) and after the death of the said Thomas Plant and Elizabeth his present wife, and the

Annuity, &c. to Ellen Delves revoked.

Annuity of £5 to Ellen Delves.

Third Scholarship on Sandbach and Bradwall revoked.

said Ellen Delves, now I do hereby declare that the said Scholarship shall be entirely struck off, set aside and abolished: And it is my will and mind that the said Endowment shall be divided into three equal parts or shares; two-third parts or shares whereof shall every year go to the Lecturer or Preacher hereinbefore mentioned, and the remaining third part to the said Christian Advocate before mentioned, in augmentation of the salaries of the said Preacher and Christian Advocate.

2. *Order of the Court of Chancery, Dec.* 21, 1830.

After reciting the parts of the Will of Mr Hulse which relate to the Lectureship the ORDER of the Court thus proceeds:—

That the Hereditaments and Premises in the said Will mentioned were vested in the said University; that the said Reverend John Hulse died in the year 1798, from which time until the year 1819 no person could be found who would undertake the office of the said Lectureship and, as appeared from a memorandum inserted by Dr. Turner, Vice-Chancellor of the said University, in the year 1806, in Mr. Hulse's book, it was found impracticable to carry into effect that part of Mr. Hulse's Will, appointing a Lecturer or Reader; that in the year 1819 the Reverend Christopher Benson was appointed to the office of the said Lectureship, and held the same until the year 1822, when he relinquished the said office, having found the terms and conditions imposed by the said testator too fatiguing and laborious to admit of his continuing to perform the duties of the said office any longer; that upon the resignation of the said Reverend Christopher Benson the Reverend James Clarke Franks was appointed, and held the same during the year 1823, in the Christmas of which year he resigned the said office, and the same continued vacant until the 31st day of December, 1825, notwithstanding the said Trustees gave notice that the said office remained vacant, and endeavoured to induce candidates for the same to come forward; that on the said 31st day of December, 1825, the Reverend Temple Chevallier was appointed to the said office, and held the same until the month of July in

the year 1828, when he relinquished the same, having found the terms and conditions imposed by the said testator too tedious and laborious to admit of his continuing to perform the duties of the said office any longer; that upon the resignation of the said Reverend Temple Chevallier, the Reverend Richard Newton Adams, then a Bachelor of Divinity, was duly elected to the said office, but he refused to accept the same by reason of the fatigues thereof and in consequence of the obligation imposed by the said Will to preach so great a number of Lectures upon the same subject, and the extreme difficulty of complying with the terms of the said Will; that on the refusal of the said Reverend Richard Newton Adams to accept the said office the Trustees for the time being of the funds arising under the said Will appropriated to the purposes of the said Lectureship gave further notice in the University of Cambridge, that they were willing to elect any qualified and fit person to the said office, who might be willing to accept the same upon the terms of the said Will, but that no qualified person had offered himself as a candidate for such office, and the said office had remained vacant since the year 1828, by reason that no person qualified as directed by the said Will had been found willing to accept the same, so that from the year 1790 to the present time only three qualified persons had been found to accept the said office, who had all resigned the same in consequence of their inability to comply with the onerous conditions imposed upon them by the Founder's Will; that the number of Lectures directed by the said Will to be delivered occasioned very great inconvenience to the University (if delivered) by causing the pulpit at Saint Mary's Church to be occupied for so great a number of Sunday afternoons in every year; that the time limited by the said Will for the delivery and printing of the said Lectures was too short, taking into consideration the number of such Lectures to be delivered in conformity with the provisions of the said Will; that the number of Lectures directed by the said Robert Boyle to be delivered was 8; that by reason of the number of the said Lectures to be delivered, as directed by the said testator, amounting to 20, it had not been possible to find any person duly qualified willing to accept the said office, since the vacancy thereof by the resignation of the Reverend Temple Chevallier; that it would be most bene-

ficial to the said University, and absolutely necessary to give effect to the intention of the said testator, that the number of the said Lectures should be reduced to 8, or to such other number as to this court should appear proper, and that the time so limited for printing the said Lectures might be enlarged for the term of one year from the delivery of the last of such Lectures; that the petitioners John Higman and Henry John Rose were Masters of Arts of the said University, and were eligible to the said office, but that the said petitioners would not accept the same as at present regulated by the Will of the said testator, and therefore pray that the number of the said Lectures might be reduced to 8, or to such other number as to his Lordship should seem meet, and that the time limited for printing the said Lectures might be enlarged for the term of one year from the delivery of the last of such Lectures, or that his Lordship might refer it to one of the Masters of this court, to settle a proper scheme for modifying and carrying into execution the said office of Lecturer as near to the intention of the said testator as circumstances would admit: Whereupon all parties concerned were ordered to attend his Lordship on the matter of the said petition, and counsel for the petitioners this day attending accordingly, upon hearing the said petition and the said Will of the said John Hulse, dated the 21st day of July, 1777, read, and what was alleged by the counsel for the petitioners; this court doth order that the number of the Lectures in the petition mentioned be reduced to 8, and it is ordered that the time limited for printing the said Lectures be enlarged for the term of one year from the delivery of the last of such Lectures.

XIII. The Fitzwilliam Museum.

1. *Extract from the Will of Richard Viscount Fitzwilliam, dated Aug.* 18, 1815.

I give and bequeath unto the Chancellor, Masters and Scholars of the University of Cambridge all my capital stock in the New South Sea Annuities, to be had and held by them the said Chancellor, Masters and Scholars, and their successors for ever, upon the trusts and to and for the intents and purposes hereinafter expressed and declared touching and concerning the same, and as to all my pictures, portraits, prints, drawings and engravings, whether framed, glazed or otherwise, and also the frames and glass thereof respectively, all my books, printed, engraved or manuscript, bound or unbound, all my music, bound and unbound, all my busts, statues, medals, gems, precious stones and bronzes whatsoever, which shall belong to me at the time of my decease I give and bequeath the same unto the said Chancellor, Masters and Scholars of the said University of Cambridge, and their successors, for ever, upon the trusts and for the intents and purposes hereinafter expressed, declared and contained touching and concerning the same. And I do hereby declare my Will to be, and hereby direct that the said Chancellor, Masters and Scholars do and shall with all convenient speed after my decease, by and out of the dividends and annual proceeds of my said New South Sea Annuities, so directed to be transferred to them as aforesaid, cause to be erected and built a good substantial and convenient Museum, Repository or other building within the precincts of the said University for the reception and preservation of the said pictures, books and other articles, or to purchase one or more erections or buildings for that purpose, and in the mean time and until such a Museum, Repository or other building shall be erected, built or purchased as aforesaid, to procure a proper building for their temporary reception, and to pay rent and taxes for the same, and also to pay and defray all the costs, charges and expences attending the removing and depositing the said respective articles. And I do hereby direct that the said

William Sheldon and Edward Roberts, or the survivor of them, do cause a regular schedule or inventory to be made of the said several articles, and shall cause two fair copies of such schedule or inventory to be made, one of which copies I direct shall be signed by them the said William Sheldon and Edward Roberts, or the survivor of them, and that the other copy shall be signed by the Vice-Chancellor of the said University for the time being, and that the copy so to be signed by the said William Sheldon and Edward Roberts, or the survivor of them, shall be delivered to the said Vice-Chancellor and deposited in the place where the said several articles are kept, and that the copy to be signed by the said Vice-Chancellor shall be delivered to the said William Sheldon and Edward Roberts, or one of them, to be kept by them or one of them. And it is my Will, and I do hereby direct, that none of my said pictures, books or other articles before mentioned shall be taken or removed from the Museum or Repository for the time being by any person or persons whomsoever, or on any account or upon any pretence whatsoever, except only in the case of fire happening and then during the time the necessity continues. And I do hereby declare my Will to be, and hereby direct, that the expence of keeping such pictures, books and other articles before mentioned, and the salaries of officers and other persons to be employed in or about the same, shall be discharged with and out of the dividends and annual proceeds of the said New South Sea Annuities so given and bequeathed as aforesaid. And I do hereby declare that the bequests so by me made to the said Chancellor, Masters and Scholars of the said University, are so made to them for the purpose of promoting the increase of learning and the other great objects of that noble foundation, but the particular arrangement, economy and disposition of the property comprised in the said legacies and bequests I have made and given, I commit (subject to the several trusts herein-before expressed) to the direction and management of the said Chancellor, Masters and Scholars in such manner as is provided by the laws and usages of the said University.

And after other dispositions he gave the residue of his personal estate to George Augustus Earl of Pembroke and Montgomery, and appointed him sole executor of his Will.

2. *Extract from the Will of Mr. Daniel Mesman of Knightsbridge.*

I GIVE and bequeath unto my said brother, Charles Mesman, the use of all my pictures, framed and not framed, prints and drawings, and all the frames, for and during the term of his natural life; and from and after his decease I give and bequeath the same absolutely to the Chancellor and Vice-Chancellor of the University of Cambridge for the time being upon trust and to the end, intent and purpose that the same may be placed in the Fitzwilliam Museum at Cambridge, where I wish Mr. John Seguier of Coventry Street to be permitted to arrange and superintend their hanging.

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